



## REMOTE STORAGE







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## ERRATA.

- On page 489 "H. F. 286 and 299" should read "S. F. 286 and 299."
- On page 524, "S. F. 425" should read "S. F. 525."
- On page 684, "S. F. 663" should read "H. F. 663," second reading.
- On page 906, "Wise" should read "Weis."
- On page 1019, "S. F. 1066," where it appears twice at bottom of page, should read "H. F. 1066."
- On page 985, "H. F. 830" should read "S. F. 830."
- On page 1007, "H. F. 168" should read "S. F. 168."
- On page 1051, "S. F. 808" should read "S. F. 803."
- On page 1121, "H. F. 891" should read "S. F. 891."
- On page 1082, "S. F. 561" should read "H. F. 561."
- On page 1110, "S. F. 1051" should read "H. F. 1051."
- On page 1122, "H. F. 1122" should read "S. F. 891."
- On page 1143, "S. F. 223" should read "S. F. 233."
- On page 1170, journal should have stated that H. F. No. 960 was read the second time.
- On page 1219, "H. F. 782" should read "H. F. 728."
- On page 895, "H. F. 472" should have been reported read second time.
- On page 1252, "S. F. 823" should read "S. F. 723."
- On page 1275, H. F. 716 should have been reported as being read second time.
- On page 1266, journal should have stated that H. F. 38 was read second time.
- On page 1379, journal should have stated that H. F. 581 was read second time.
- On page 1433, "S. F. 564" should read "H. F. 564."
- On page 1464, "S. F. 22" should read "S. F. 222."
- On page 1490, journal should not show that H. F. 729 had been read the second time.
- On page 1497, "H. F. 71" should read "H. F. 714."
- On page 1498, "S. F. 1206" should read "H. F. 1206."



JOURNAL

OF THE

SENATE

OF THE

THIRTY-FIFTH SESSION

OF THE

LEGISLATURE

OF THE

STATE OF MINNESOTA.

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REMOTE STORAGE

# JOURNAL OF THE SENATE.

## THIRTY-FIFTH SESSION.

### FIRST DAY.

ST. PAUL, TUESDAY, January 8, 1907.

This being the day designated by statute for the assembling of the Legislature of Minnesota, the members of the Senate met in the Senate Chamber of the capitol and were called to order by Lieutenant Governor A. O. Eberhart at 12 o'clock noon.

Senator Schaller was elected Secretary pro tem.

The oath of office was then administered to Lieutenant Governor A. O. Eberhart by Chief Justice C. M. Start.

The Secretary called the roll of Senators and the following answered to their names:

First District .....	J. Q. Briggs.
Second District .....	Patrick Fitzpatrick.
Third District .....	L. O. Cook.
Fourth District .....	H. H. Witherstine.
Fifth District .....	S. A. Nelson.
Sixth District .....	A. S. Campbell.
Seventh District .....	D. E. White.
Eighth District .....	T. E. Cashman.
Ninth District .....	B. N. Anderson.
Tenth District .....	John Moonan.
Eleventh District .....	S. D. Works.
Twelfth District .....	F. E. Putnam.
Thirteenth District .....	W. A. Hinton.
Fourteenth District .....	H. E. Hanson.
Fifteenth District .....	S. B. Bedford.
Sixteenth District .....	E. H. Canfield.
Seventeenth District .....	Virgil B. Seward.

Eighteenth District .....	O. G. Dale.
Nineteenth District .....	Frank Clague.
Twentieth District .....	C. A. Johnson.
Twenty-first District .....	A. A. Poehler.
Twenty-second District .....	D. S. Hall.
Twenty-third District .....	J. W. Wright.
Twenty-fourth District .....	C. R. Donaldson.
Twenty-fifth District ..	F. E. DuToit.
Twenty-sixth District .....	Julius A. Coller.
Twenty-seventh District .....	Harry F. Weis.
Twenty-eighth District .....	F. L. Glotzbach.
Twenty-ninth District .....	O. K. Naeseth.
Thirtieth District .....	Albert Schaller.
Thirty-first District .....	George H. Sullivan.
Thirty-second District .....	Victor L. Johnson.
Thirty-third District .....	W. W. Dunn.
Thirty-fourth District .....	Henry McColl.
Thirty-fifth District .....	John C. Hardy.
Thirty-sixth District .....	E. S. Durment.
Thirty-seventh District .....	J. M. Hackney.
Thirty-eighth District .....	J. T. McGowan.
Thirty-ninth District .....	James T. Elwell.
Fortieth District .....	J. F. Calhoun.
Forty-first District .....	George P. Wilson.
Forty-second District .....	Manley Fosseen.
Forty-third District .....	E. E. Smith.
Forty-fourth District .....	J. W. Pauly.
Forty-fifth District .....	C. J. Swanson.
Forty-sixth District .....	George C. Carpenter.
Forty-seventh District .....	J. E. C. Robinson.
Forty-eighth District .....	S. F. Alderman.
Forty-ninth District .....	P. R. Vail.
Fiftieth District .....	T. M. Pugh.
Fifty-first District .....	Geo. R. Laybourn.
Fifty-second District .....	D. M. Gunn.
Fifty-third District .....	James Johnston.
Fifty-fourth District .....	J. J. Ahmann.
Fifty-fifth District .....	L. O. Thorpe.
Fifty-sixth District .....	R. J. Farrington.
Fifty-seventh District .....	Ole O. Canestorp.
Fifty-eighth District .....	C. J. Gunderson.
Fifty-ninth District .....	Ole O. Sageng.
Sixtieth District .....	F. H. Peterson.
Sixty-first District .....	A. L. Hanson.
Sixty-second District .....	A. D. Stephens.
Sixty-third District .....	B. E. Sundberg.

Notice of contest of the validity of the election of Joseph M. Hackney as Senator of the Thirty-seventh Senatorial District and depositions and evidence on behalf of the contestant, was received and referred to the Committee on Elections, when appointed.

The Senators-elect came forward, presented their certificates of election and took and subscribed the oath of office administered by Chief Justice C. M. Start.

No absentees. Quorum present.

Prayer by Rev. J. C. Eckman.

The Senate then proceeded to the election of officers.

Mr. Nelson nominated S. A. Langum for Secretary of the Senate.

The roll being called, those who voted for Mr. Langum were:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Cashman,	Glotzbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Coller,	Gunn,	Moonan,		

Mr. S. A. Langum having received the unanimous vote of the Senate was declared elected Secretary.

Mr. Durment nominated W. H. Alton for Assistant Secretary.

The roll being called, those who voted for Mr. Alton were:

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	White,
Canfield,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotzbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Coller,	Hackney,	Moonan,	Smith,	Wright,
Cooke,	Gunn,			

Mr. W. H. Alton having received the unanimous vote of the Senate was declared elected Assistant Secretary.

Mr. Dunn nominated Frank A. Holcomb for Enrolling Clerk.

The roll being called, those who voted for Mr. Holcomb were:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Cashman,	Glotzbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Collier,	Gunn,	Moonan,		

Mr. Holcomb having received the unanimous vote of the Senate was declared elected Enrolling Clerk.

Mr. Sundberg nominated Mr. A. E. Nelson for Engrossing Clerk.

The roll being called, those who voted for Mr. Nelson were:

Ahmann,	Cooke,	Hall,	Naeseth,	Stephens,
Alderman,	Dale,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hardy,	Peterson,	Swanson,
Briggs,	Durment,	Hinton,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnston,	Robinson,	White,
Canfield,	Fitzpatrick,	Laybourn,	Sageng,	Wilson,
Carpenter,	Fosseen,	McColl,	Schaller,	Witherstine,
Cashman,	Gunderson,	McGowan,	Seward,	Works,
Clague,	Gunn,	Moonan,	Smith,	Wright,
Collier,	Hackney,			

Mr. Nelson having received the unanimous vote of the Senate was declared duly elected Engrossing Clerk.

Mr. Wilson nominated Mr. J. H. Ege for Sergeant-at-Arms.

The roll being called, those who voted for Mr. Ege were:

Ahmann,	Calhoun,	Cashman,	Donaldson,	Farrington,
Alderman,	Campbell,	Clague,	Dunn,	Fitzpatrick,
Anderson,	Canestorp,	Collier,	Durment,	Fosseen,
Bedford,	Canfield,	Cooke,	Du Toit,	Glotzbach,
Briggs,	Carpenter,	Dale,	Elwell,	Gunderson,

Gunn,	Johnson, V. L.,	Pauly,	Seward,	Vail,
Hackney,	Johnston,	Peterson,	Smith,	Weis,
Hall,	Laybourn,	Poehler,	Stephens,	White,
Hanson, A. L.,	McColl,	Pugh,	Sullivan,	Wilson,
Hanson, H. E.,	McGowan,	Putnam,	Sundberg,	Witherstine,
Hardy,	Moonan,	Robinson,	Swanson,	Works,
Hinton,	Naeseth,	Sageng,	Thorpe,	Wright,
Johnson, C. A.,	Nelson,	Schaller,		

Mr. Ege having received the unanimous vote of the Senate was declared elected Sergeant-at-Arms.

Mr. Stephens introduced the following resolution:

*Resolved*, That the following named persons be and they are hereby appointed for the session to the positions and at the compensation set opposite their names respectively, to-wit:

	Per Day
For Secretary to Lieutenant Governor, Edward V. Nyquist	\$5.00
For Custodian Lieutenant Governor's room and Messenger, T. H. Lyles.....	5.00
For Second Assistant Secretary, W. A. Simonton.....	7.00
For Assistant Enrolling Clerk, T. J. Courtright.....	5.00
For Assistant Engrossing Clerk, Finley McMartin.....	5.00
For Assistant Sergeant-at-Arms, Ira Padden.....	5.00
For Chaplain, Rev. J. W. Eckman.....	5.00
For Clerk Enrolling Committee, J. J. Lomen.....	5.00
For Clerk Engrossing Committee, Ben Holverson.....	5.00
For File Clerk, Alexis Anderson.....	5.00
For Assistant File Clerk, Jas. D. Doran.....	5.00
For Keeper of Cloak Room, W. W. Leonard.....	5.00
For Door Keeper, Hiram A. Buck.....	5.00
For Assistant Door Keeper, P. O. Doseth.....	5.00
For Sergeant-at-Arms, gallery, Alfred T. Anderson.....	5.00
For Sergeant-at-Arms, press gallery, Wm. E. Poe.....	5.00
For Sergeant-at-Arms, committee room, Eric Thornberg..	5.00
For Clerk Judiciary Committee, E. A. Montgomery.....	10.00
For Assistant Clerk Judiciary Committee, Alfred S. Teisberg .....	5.00
For Clerk Finance Committee, Samuel Dalen.....	5.00
For Clerk Railroad Committee, J. A. Loehl.....	5.00
For Clerk Committee on Taxes and Tax Laws, I. L. Ingbritsen .....	5.00

	Per Day
For Postoffice Messenger, Geo. H. Randall.....	5.00
For Janitor Senate Chamber, R. D. Chapman.....	5.00
For Clerk Committees on Municipal Corporations, Agriculture, Forestry, and Fire Protection, Labor, Game and Fish Laws, E. A. Simpson.....	5.00
For Clerk Committees on State Prison, State Training School, Geological Survey, Immigration, Anna Connors .....	5.00
For Clerk Committees on Elections, State Public Schools, Military Affairs, Drainage, Andrew Horngren.....	5.00
For Clerk Committees on Education, Claims, Deaf, Dumb and Blind, Federal Relations, Printing, A. D. Brown..	5.00
For Clerk Committees on State Soldiers' Home, Public Buildings, Grain and Warehouses, Public Accounts, Ruben Edquist.....	5.00
For Clerk Committees on University and University Lands, Temperance, Town and Counties, Roads and Bridges, Normal Schools, J. P. Devaney.....	5.00
For Clerk Committees on Insurance, Logs and Lumber, Internal Improvements, Mines and Minerals, Peter Schaffer .....	5.00
For Clerk Committees on Re-apportionment, Manufacturers, Indian Affairs, Illuminating Oils, Hospitals for Insane, Library, F. G. Tuttle.....	5.00
For Clerk Committees on Rules, Retrenchment and Reform, Public Parks, Public Health, Dairy and Food, Thomas McKinley.....	5.00
For Clerk Committees on Banks and Banking, Corporations, Legislative Expenses, Public Lands, Gilbert Hage .....	5.00
For Stenographer Judiciary Committee, Miss Kate Sexton	5.00
For General Stenographer, Mrs. L. C. Goodnow.....	5.00
For General Stenographer, Miss Nettie Hammond.....	5.00
For General Stenographer, Mrs. Ida S. Ogden.....	5.00
For General Stenographer, Miss Helen M. Talbot.....	5.00
For General Stenographer, Miss Jessie Kernan.....	5.00
For General Stenographer, Mrs. Irene C. Buel.....	5.00

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 57 and nays 4, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Naeseth,	Stephens,
Alderman,	Dale,	Hackney,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hall,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	White,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Schaller,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Seward,	Works,
Clague,	Glotsbach,	McColl,	Smith,	Wright,
Coller,	Gunderson,	McGowan,		

Those who voted in the negative were:

Canestorp,      Hanson, A. L.,      Moonan,      Sageng,

So the resolution was adopted.

Mr. Sullivan offered the following resolution:

*Resolved*, That the Secretary of the Senate be, and he hereby is, authorized to purchase stationery and other supplies for the use of the Senators and officers of the Senate during the session.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 61 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hall,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotsbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Coller,	Gunn,	Moonan,	Smith,	Wright,
Cooke,				

So the resolution was adopted.

Mr. Seward offered the following resolution:

*Resolved*, That the rules governing the Thirty-fourth session of the Senate of this state be in force as the rules of this Senate session until the Committee on Rules, to be appointed, reports; save that no bill of any kind shall be introduced the first day of this session.

Adopted.

Mr. Dunn offered the following resolution:

*Resolved*, That the President of the Senate be, and he hereby is, authorized to appoint seven pages of the Senate, at a salary of \$2.50 per day.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 54 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Gunn,	McColl,	Smith,
Anderson,	Donaldson,	Hackney,	McGowan,	Stephens,
Bedford,	Dunn,	Hall,	Naeseth,	Sullivan,
Briggs,	Durment,	Hanson, A. L.,	Nelson,	Swanson,
Calhoun,	Du Toit,	Hanson, H. E.,	Pauly,	Thorpe,
Campbell,	Elwell,	Hardy,	Peterson,	Weis,
Carpenter,	Farrington,	Hinton,	Poehler,	White,
Cashman,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Wilson,
Clague,	Fosseen,	Johnson, V. L.,	Robinson,	Witherstine,
Coller,	Glotsbach,	Johnston,	Sageng,	Works,
Cooke,	Gunderson,	Laybourn,	Seward,	Wright,

So the resolution was adopted.

Mr. Hall offered the following resolution:

*Resolved*, That all assistants to the Sergeant-at-Arms of the Senate, and all door, cloak, committee room, janitors and gallery officers of the Senate, shall perform their respective duties as such officers under the supervision of the Sergeant-at-Arms, and may be by him assigned to other duties pertaining to the business of the Senate.

Adopted.

Mr. Seward offered the following resolution:

*Resolved*, That the President of the Senate appoint nine members for the purpose of reporting to this body a set of rules for this session.

Adopted.

The following committee was appointed: Messrs. Seward, Smith, Schaller, Campbell, Hinton, Durment, Alderman, Laybourn, Stephens.

Mr. Cooke offered the following resolution:

*Resolved*, That all secretaries and clerks of committees, other than the Clerk and Assistant Clerk to the Judiciary Committee, when not engaged in the service of the committee, or committees, to which they have been assigned by resolution and election of the Senate, shall, when requested, report to, and be subject to assignment by the Secretary of the Senate, to such other duties relating to the business of the Senate, as he may direct.

Adopted.

Mr. Clague offered the following resolution:

*Resolved*, That the President of the Senate be and he hereby is authorized to appoint a committee of three (3) on mileage.

Adopted.

The following committee was appointed: Clague, Hardy and Gunderson.

Mr. Putnam offered the following resolution:

*Resolved*, That the President of the Senate be and he hereby is directed to appoint a committee of three (3) to act with a similar committee of the House of Representatives to notify the Governor and Governor-elect that the Senate and House of Representatives are now duly organized pursuant to law, and ready to receive any messages they may desire to give them.

Adopted.

The following committee was appointed: Putnam, Schaller and Sundberg.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce that the House of Representatives is now fully organized by the election of the following officers:

Speaker—L. H. Johnson.

Chief Clerk—Adolph E. L. Johnson.  
First Assistant Clerk—Archibald H. Vernon.  
Second Assistant Clerk—Oscar Arneson.  
Enrolling Clerk—Lester Bartlett.  
Engrossing Clerk—D. W. Meeker.  
Sergeant-at-Arms—B. F. Seiz.  
Assistant Sergeant-at-Arms—George H. Deans.  
Postmaster—Albert H. Spring.  
Assistant Postmaster—George W. Johns.  
Chaplain—R. D. Phillips.

Also that the House has concurred in the joint resolution of the Senate asking for a committee on part of the House to wait upon His Excellency, Governor John A. Johnson, to request him to meet with a joint session of the Legislature on Wednesday, January 9th, 1907, and that Messrs. Hicks, Dorsey and Jefferson have been appointed as such committee on part of the House.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Putnam from the joint committee to notify the Governor that the Legislature was organized, reports that His Excellency would be pleased to meet the Senate in joint session with the House in the hall of the House of Representatives on tomorrow morning at 10:30 o'clock A. M.

On motion of Mr. Calhoun the Senate adjourned to 10 o'clock tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## SECOND DAY.

ST. PAUL, WEDNESDAY, January 9, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Alderman,	Cooke,	Hackney,	Moonan,	Smith,
Anderson,	Dale,	Hall,	Naeseth,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Briggs,	Dunn,	Hanson, H. E.,	Pauly,	Swanson,
Calhoun,	Durment,	Hardy,	Peterson,	Thorpe,
Campbell,	Du Toit,	Hinton,	Poehler,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	White,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Colier,	Gunn,			

Quorum present.

Mr. Thorpe was excused.

## INTRODUCTION OF BILLS.

Mr. Peterson introduced—

S. F. No. 1, A bill for an act to appropriate money for the expenses of the session of the Legislature for one thousand nine hundred and seven (1907).

Which was read the first time.

Mr. Peterson moved—

That the rules be suspended and that

S. F. No. 1, A bill for an act to appropriate money for the expenses of the present session of the Legislature.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 1.

Was read the second time.

S. F. No. 1, A bill for an act to appropriate money for the expenses of the present session of the Legislature.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 54 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotzbach,	Johnston,	Sageng,
Alderman,	Cooke,	Gunderson,	Laybourn,	Schaller,
Anderson,	Dale,	Gunn,	McColl,	Seward,
Bedford,	Donaldson,	Hackney,	McGowan,	Sullivan,
Briggs,	Dunn,	Hall,	Moonan,	Sundberg,
Calhoun,	Durment,	Hanson, A. L.,	Naeseth,	Thorpe,
Campbell,	Du Toit,	Hanson, H. E.,	Nelson,	White
Canestorp,	Elwell,	Hardy,	Peterson,	Wilson,
Canfield,	Farrington,	Hinton,	Pugh,	Witherstine,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Putnam,	Works,
Cashman,	Fosseen,	Johnson, V. L.,	Robinson,	Wright,

So the bill passed and its title was agreed to.

Mr. Sullivan introduced—

S. F. No. 2, A bill for an act to authorize and empower the Board of Control of state institutions to establish and maintain a plant for the manufacture of agricultural implements at the State Prison at Stillwater.

Which was read the first time and referred to Committee on State Prison when appointed.

Mr. Sullivan introduced—

S. F. No. 3, A bill for an act to amend Chapter nineteen hundred and five (1905), providing for the establishment and maintenance by the State Public Library Commission of a legislative reference and information department at the State Capitol and defining the duties of the librarian thereof and appropriating the necessary money therefor.

Which was read the first time and referred to the Committee on Judiciary when appointed.

Mr. Calhoun introduced—

S. F. No. 4, A bill for an act entitled, An act to provide for the holding and the regulation of primary elections of delegates to nominating conventions, for the holding of such conventions, and for the organization of political parties.

Which was read the first time and referred to the Committee on Elections, when appointed.

Mr. Fosseen introduced—

S. F. No. 5, A bill for an act to provide for the service of process upon foreign insurance companies doing business in this state and to prevent the removal to the Federal courts by such companies of any action commenced against them in courts of this state and to provide for the revocation of the licenses of such companies in such cases.

Which was read the first time and referred to Committee on Insurance, when appointed.

Mr. Peterson introduced—

S. F. No. 6, A bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota, to prohibit the granting to or use by any person of any free pass or special privilege, etc.

Which was read the first time and referred to Committee on Railroads when appointed.

Mr. Wilson introduced—

S. F. No. 7, A bill for an act to provide for the appointment of a tax commissioner to prescribe the duties thereof and to appropriate money therefor.

Which was read the first time and referred to the Committee on Taxes and Tax Laws, when appointed.

Mr. Calhoun introduced—

S. F. No. 8, A bill for an act entitled An act to provide for the

representation of Minnesota and an exhibition of its resources, products, progress and development at the Alaska-Yukon Pacific Exposition at Seattle, Washington, during the year nineteen hundred and nine, and to make an appropriation therefor.

Which was read the first time and referred to the Committee on Judiciary, when appointed.

Mr. Cashman introduced—

S. F. No. 9, A bill for an act relating to railroad rates in the state of Minnesota and prohibiting any railroad company doing business in said state of Minnesota from charging or receiving any greater compensation for the transportation of passengers or of like kind or class and quantity of property or freight of any description for a shorter than for a longer distance over the same line.

Which was read the first time and referred to Committee on Railroads, when appointed.

Mr. Moonan introduced—

S. F. No. 10, A bill for an act fixing the maximum charge for carrying passengers over any railroad in the state of Minnesota and requiring railroad companies operating within the state of Minnesota to issue mileage books of 500 miles or more, which mileage shall entitle any person or persons presenting the same upon any train carrying passengers within the state of Minnesota to ride upon such train to the extent of such mileage and require such mileage so issued to be interchangeable and good until used for passage on any railroad within the state of Minnesota.

Which was read the first time and referred to the Committee on Railroads, when appointed.

Mr. Calhoun introduced—

S. F. No. 11, A bill for an act entitled An act to provide for the representation of Minnesota and an exhibition of its resources, products, progress and development at the Jamestown Exposition at Norfolk, Virginia, during the year nineteen hundred and seven, and to make an appropriation therefor.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moonan introduced—

S. F. No. 12, A bill for an act to prohibit public officers and others from asking, accepting or using a free pass, frank or privilege withheld from any other person for the traveling accommodation or transportation of any person or property or the transmission of any message or communication.

Which was read the first time and referred to Committee on Railroads, when appointed.

Mr. Wright introduced—

S. F. No. 13, A bill for an act to amend section one thousand three hundred and twenty-three (1323) of chapter fourteen (14) Revised Laws one thousand nine hundred and five (1905).

Which was read the first time and referred to Committee on Education, when appointed.

The President announced the appointment of the following pages: Roy Lawson, John Upton Crosby, McCrea Fisher, Dick Whitney, Geo. R. Gardiner, Joel Carlson, Herbert M. Bowen, Jr.

#### REPORTS.

The Railroad and Warehouse Commission submitted the following reports, which were read and referred, the first to the Committee on Grain and Warehouse, the second to the Committee on Railroads, when appointed.

*To the Honorable Members of the Senate and House of Representatives of the State of Minnesota.*

Gentlemen: The Railroad and Warehouse Commission finding that it will be impossible to obtain from the State Printer copies of its Annual Report in sufficient time to submit the same for your consideration, herewith submit in advance the recommendations for legislation to be embodied in the report.

We recommend the enactment of legislation as follows:

A law providing a penalty for any person other than those connected with the state weighing department for using the terms "weighmaster," "state weighmaster" or other terms likely to mislead the public when showing the weight of grain, hay or straw.

A law authorizing the commission to cancel the license of any local warehouseman for failure to keep his house open for business when in the opinion of the commission it is necessary to properly serve the public.

A law authorizing the commission to cancel the license of any local warehouseman who buys grain on any other basis than the bushel as the unit, taking only the number of pounds per bushel provided by statute, or who can be shown to have entered into any agreement directly or indirectly controlling the price to be paid for grain.

#### RAILWAY LEGISLATION.

Section 2872, Revised Laws 1905, provides that before any railroad corporation may increase its capital stock it is necessary to secure the consent of the commission.

Under modern methods of building new roads or extensions by trunk or main lines the practice is to organize a subsidiary company to build the new line. This practice defeats the purpose of the law; furthermore there is as much reason why a new company should make application and have a hearing as for an old one.

We recommend that the law be amended so as to make this requirement necessary.

At many points in the state, at the crossings of two or more railways, public safety demands that certain means of protection be provided, and under the law today one company may desire very much to erect an interlocking plant at a crossing where the second company may object to the same, and there is no power by which they can be required to install a plant, nor is there any power vested in the state to require block signal system or other safety device installed; and the many accidents which have occurred within the past year or two emphasizes the necessity for affording every means of protection possible to give the public.

We therefore recommend a law authorizing the commission to require the installing of interlocking plants and block signals or other safety devices where in its judgment it may be necessary.

A law amending section 2032, Revised Code 1905, so as to require the railway companies to have their lines inspected by the commis-

sion and to secure a certificate of authority before the road may be operated.

In order that the state may have more complete jurisdiction over the railway systems, we recommend that legislation be enacted requiring all parties who may desire to build extensions or new lines to secure written consent from the commission after application setting out in detail the contemplated improvement, and public hearing, the object being to prevent the unnecessary duplication of roads or the building of unnecessary lines.

When a new road or branch is completed, the company should be required to file a complete detailed statement showing full cost of road and equipment, and before the same is operated it should be necessary to have the same inspected and a certificate of authority issued.

It should be provided that no road, branch or sidetrack could be abandoned or removed without the consent of the commission, after application and a public hearing is granted.

The commission, by a competent engineer, should be required to inspect all new work and extensive repairs as they progress and be fully advised as to the actual cost of the work when completed.

The state should have a voice in the accounting system, and so far as practicable the same should be required to be uniform with all railway companies. As accounts are kept today by the various railway companies, a statement showing the net earnings or the operating expenses of a railway company for the purpose of comparison is often of little value. It is not only possible, but examination has demonstrated that many times items of expense which should properly be charged to capital account are as a matter of fact charged to the operating expense, thereby making a misleading showing in the net earnings.

We therefore recommend legislation authorizing the commission to require a uniform system of accounting, with authority to pass upon the question as to what account certain items should properly be charged.

We recommend a law authorizing the commission when the public interests can be promoted to require track connection between two lines of railway where the same is practicable, regardless of whether the roads cross one another or not.

For the most intelligent supervision by the commission, we deem it necessary that all contracts and traffic agreements showing the divisions of earnings to the different companies, leases or other agreements which in any manner affect the movement of traffic or the rate, should be filed with the commission immediately after the agreement is entered into. We therefore recommend legislation requiring the same.

Believing that it is a question of a short time only, when there will be many electric lines built into the country, which undoubtedly will be operated as feeders for the various railway lines, and in many cases very likely owned and controlled by the same, we believe that the best interests of the state will be served by placing these lines, at least those operated outside incorporated cities, under the jurisdiction of the commission. We therefore recommend legislation to that end.

We desire to call attention to chapter 122, G. L. 1905, requiring railroad companies to report to the commission all accidents in which any person is either killed or injured. The object of this law was, that the commission might be able, when it deems necessary, to make an investigation and require such needed improvements in construction or appliance or necessary changes in the manner of the operation as may tend to prevent the recurrence of such accidents and to have data for complete records of all accidents.

Under the practical operation of this law, we desire to say that the same is ineffective and practically of no value. We deem it to be important that the law be so amended as to require all accidents of whatever character, whether resulting in injury or not, to be reported. This contemplates accidents, either personal or from operation, and a report should be made immediately after the accident occurs, first by telegraph or telephone, followed by written notice.

It seems unnecessary to burden the railway companies to duplicate the reports. While they are not made in the same form, yet they are required at present to report to the Labor Commissioner and also the commission. In the opinion of this office, the whole subject should be placed either with the railroad commission or with the Labor Commissioner.

We desire to call attention to section 1971, Revised Laws 1905, which treats of appeals to the District Court from orders made by the commission. It will be seen by reading this section that there is no appeal provided from administrative orders, nor is it necessary that the company appeal from an order which involves the question of rates. There can be no question that a carrier should have and has the right under the constitution to try in court the question of the reasonableness of the rate fixed by the commission, but the carrier should only have the right to try such question on the merits, on appeal, and not when application is made for mandamus to enforce the order.

It will be seen that if the company takes no appeal from an order fixing a rate and refuses to put in a rate fixed by the commission the only alternative is for the commission to institute mandamus proceedings, and under these circumstances the rate does not become effective until the order is finally confirmed by the courts.

We therefore recommend legislation denying the right of the railway companies to question the reasonableness of a rate fixed by the commission except upon appeal from the order fixing the same.

While the above recommendations are merely a brief outline, the commission will be glad to furnish to any member any further information desired upon any topic presented herein.

All of which is respectfully submitted,

By the Commission.

A. C. CLAUSEN,  
*Secretary.*

Dated St. Paul, Minn., January 9, 1907.

*To the Senate and House of Representatives of the State of Minnesota.*

Gentlemen: The Railroad and Warehouse Commission would respectfully report briefly the results of the work accomplished under chapter 350, General Laws of 1905, being the joint resolution requesting the commission to take up the question of reasonable freight rates in the state of Minnesota, particularly the class rates.

A careful investigation into the question has been made to determine the reasonableness of rates, both class and commodity, and

also to find what seems to be the fairest plan to adopt in making a schedule of rates both as to railway companies and the people, resulting in an order made Sept. 7, 1906, reducing class rates from twenty (20) per cent to twenty-five (25) per cent. This order became effective Nov. 15th, and has been accepted by the railway companies, and the people of the state are now enjoying the benefits from the same.

On December 14, 1906, a second order was made reducing commodity rates on the principal agricultural products, including coal and lumber. The reduction averaged from ten (10) per cent to twenty-eight and a half ( $28\frac{1}{2}$ ) per cent, the percentage of reduction varying on the different commodities and is in addition to the reduction made on coal and grain in November last. This order will be effective January 26, 1907, and will result, in the opinion of the commission, not only in a great saving to the people of the state in freight charges, but also in securing to the people a schedule of rates which is equitable and fair to all parts of the state, and will remove all grounds for reasonable cause for complaint of discrimination between localities, the aim being to give all a fair show.

The full benefits to the public can only be appreciated by a careful and thorough examination of the new schedules—comparing them with the old ones.

In connection with this work, the commission is conducting the work of having the railway properties in the state valued as a basis for determining what are reasonable earnings for the various companies.

Your closest scrutiny and examination of these orders and schedules and a consideration of the operation and effect thereof is desired by the commission.

Respectfully submitted,

By Order of the Commission.

A. C. CLAUSEN,  
*Secretary.*

#### MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have to report that the Speaker of the House has appointed Messrs. Rockne, Wells, Zelch, Webster and F. T.

White a committee on rules and joint rules on the part of the House.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have to report that the House is now ready to join with the Senate in listening to the message of Hon. John A. Johnson, Governor of the state of Minnesota, and that the House now awaits the convening of the Senate in the House Chambers.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Peterson the Senate took a recess for the purpose of meeting the House in joint session to listen to the inaugural address of His Excellency Governor John A. Johnson.

Upon reconvening, on motion of Mr. Laybourn, the Senate adjourned until 11 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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### THIRD DAY.

ST. PAUL, THURSDAY, January 10, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coiler,	Gunderson,	McColl,	Smith,
Alderman,	Cooke,	Hackney,	McGowan,	Sullivan,
Anderson,	Dale,	Hall,	Naeseth,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Swanson,
Briggs,	Dunn,	Hanson, H. E.,	Pauly,	Thorpe,
Calhoun,	Durment,	Hardy,	Pugh,	Weis,
Campbell,	Du Toit,	Hinton,	Putnam,	White,
Canestorp,	Elwell,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Farrington,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Schaller,	Works,
Cashman,	Fosseen,	Laybourn,	Seward,	Wright,
Clague,	Glotsbach,			

Quorum present.

## REPORTS.

*To the Legislature of Minnesota:*

The law creating the State Forestry Board requires that it shall report its doings and recommendations to the Legislature at each session. Said law commits to the board the management of the forest reserves and requires it to ascertain and observe the best methods of reforestation cut-over and denuded lands and administering forests on forestry principles.

On the Pillsbury reserve, in Cass county, the board has established a nursery now containing the estimated number of about 700,000 evergreen seedlings, principally Norway spruce, and have cost to date not exceeding one mill apiece. They will be three years old next spring, and, being now crowded, ought then to be planted. There are enough to plant 250 acres, and, as much of the land is somewhat brushy and the spots for planting require a little clearing, the expense of planting will probably average \$10 per acre. There should therefore be an appropriation of \$2,500, to be available next spring to do this planting. There are now five pulp paper mills in Minnesota, and it is believed the experiment of growing spruce on this Pillsbury reserve for paper pulp will prove valuable.

In the spring of 1906 the board imported from Germany and had planted on the Pillsbury reserve 20,000 white pine seedlings two years old. They were received well packed in moss and heather and cost at the reserve one-half cent each. As there was some doubt of their being in a perfectly fresh condition, they were planted four in a spot, the spots four feet apart where the ground was bare and in brush two in a spot, the spots six feet apart. There were enough therefore to plant only six and a half acres. In October last they were found to be almost all of them in a thrifty condition.

The board has had iron stakes set twenty rods apart around each forty-acre tract of the Pillsbury reserve, except six forties (there not having been time to finish the job) and four stakes at the center of each section. It was deemed important to do this so that the different subdivisions can be identified and partly as notice to people not to commit trespass. There have already been two trespasses, amounting to a few dollars each, on the Pillsbury reserve.

During July, August and September of 1905 an examination of

the so-called Burntside forest, being the 20,000 acres granted to the state for forestry purposes by Act of Congress April 28, 1904, was made for the state by Mr. T. L. Duncan, of Northome, with the aid of three assistants; and a forest working plan for the tract has been published. A number of government stakes ought to be restored on this land, a nursery started, some buildings erected, trails—and if possible roads—opened. The board regards any money well spent on this or any reserve as an investment.

Having ascertained that the shores of Crooked lake and Lac La Croix and such of the rocky and wooded islands therein as are vacant public lands of the United States are better fitted for the production of timber and for scenery than for agriculture, a bill was introduced January, 1906, by Hon. A. J. Volstead, of the Public Lands Committee, for a grant by Congress of certain of these lands to the state for forestry purposes. If the bill passes it will practically connect the Burntside forest with the shores of Crooked lake and Lac La Croix.

The law of 1901 sought to form certain tax title lands into forest reserves, but it needs amendment to make it effective.

The law of 1903 authorized the Forestry Board to purchase for forest reserves at not exceeding \$2.50 per acre land adapted for forestry, and preferably at the sources of rivers, but not to exceed in any one township one-eighth of the area thereof. No money has been appropriated to carry the law into effect, and we recommend an appropriation of not less than \$25,000 annually to make the law effective.

We recommend that provision be made for the examination by experienced and competent land examiners of the remaining vacant public lands of the United States within this state, a portion of which are supposed to be adapted for forestry, for the purpose of ascertaining what tracts therein will be available for agriculture and what tracts would be only suitable for forestry, with a view of having the forestry lands, if any, turned over to the state or administered by the United States government for forestry purposes.

At the time the Revised Laws of 1905 went into effect there was a balance of \$3,824.46 which had not been expended of the annual \$1,000 appropriation for the expenses of the board. The board had hoped to have this balance restored for its use, but this could

not be done, the Revised Laws of 1905 having abolished the practice of restoring unexpended balances in certain cases.

The undersigned believe the time has come when reforestation should be undertaken by the state in a business-like manner and on a larger scale than at present, and that it would be wise to make a suitable beginning during this period of prosperity.

Respectfully submitted,

S. M. OWEN, President,  
C. C. ANDREWS, Secretary,  
A. C. WEDGE,  
M. M. WILLIAMS,  
SAMUEL B. GREEN,  
F. WEYERHAEUSER,  
W. B. DOUGLAS.

The report was referred to Committee of Forestry and Fire Protection, when appointed.

Mr. Laybourn moved that Mr. Smith, E. E., be elected president pro tem. of the Senate.

Which motion prevailed by a unanimous vote.

Mr. Johnson moved that when the Senate adjourn it adjourn to Monday evening, Jan. 14, 1907, at 8 o'clock.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 1, A bill for an act to appropriate money for the expenses of the present session of the Legislature.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### MOTIONS AND RESOLUTIONS.

On motion of Mr. Calhoun 1,000 copies of S. F. No. 4 was ordered printed.

Mr. Peterson offered the following resolution:

WHEREAS, It is generally claimed in the public press and otherwise, in this state, that the International Harvester Company and

the International Harvester Company of America exist and are doing business in this state as trusts or monopolies in violation of the laws of the state of Minnesota, therefore, be it

*Resolved*, That a joint committee, consisting of two members of the Senate and three of the House of Representatives, be appointed by the President of the Senate and Speaker of the House, respectively, to investigate said question and report the facts with such recommendations for additional laws as they may think necessary to the present Legislature, as early as possible in the session, and that said committee be authorized to administer oaths, send for persons and papers and employ a stenographer.

Adopted.

Mr. Hanson, A. L., offered the following resolution:

WHEREAS, It is generally claimed in the public press and otherwise, that a combination exists among the dealers in coal in the state of Minnesota to limit the supply and control the price thereof, and to determine who shall be permitted to engage in the business, all in violation of the laws of the state of Minnesota against trusts and monopolies, therefore, be it

*Resolved*, That a joint committee, consisting of two members of the Senate and three of the House, be appointed by the President of the Senate and Speaker of the House, respectively, to investigate said question, and report the facts with recommendations for such additional laws as they may think necessary, to the present Legislature as early as possible in the session, and that said committee be and it hereby is authorized to administer oaths and send for persons and papers and employ a stenographer and invite the co-operation of the attorney general's office in such investigation.

Mr. Clague gave notice of debate and the resolution went over under the rules.

#### INTRODUCTION OF BILLS.

Mr. Wright introduced—

S. F. No. 14, A bill for an act to amend section one hundred and eighty-one (181) the Revised Laws of Minnesota one thousand nine hundred and five (1905).

Which was read the first time and referred to Committee of Elections, when appointed.

Mr. Wright introduced—

S. F. No. 15, A bill for an act relating to orders made by the Railroad and Warehouse Commission with reference to rebates, fares, charges or classifications of railroad companies.

Which was read the first time and referred to Committee on Railroads, when appointed.

Mr. Durment introduced—

S. F. No. 16, A bill for an act authorizing judges of the District Court to fix the time when jurors shall be convened and directing the drawing and summoning of jurors in such cases.

Which was read the first time and referred to Judiciary Committee, when appointed.

Mr. Campbell introduced—

S. F. No. 17, A bill for an act to amend section twenty-five (25) of chapter three (3) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to amendments of the State Constitution.

Which was read the first time and referred to Committee on Printing, when appointed.

Mr. Works introduced—

S. F. No. 18, A bill for an act to amend chapter sixty-five (65) of Revised Laws one thousand nine hundred and five (1905), so as to make said chapter applicable to all counties in this state.

Which was read the first time and referred to the Committee on Judiciary, when appointed.

Mr. Alderman introduced—

S. F. No. 19, A bill for an act appropriating the sum of one thousand dollars to Charles B. Braford for glandered horse killed by the State Board of Health.

Which was read the first time and referred to Committee on Finance, when appointed.

Mr. McGowan introduced—

S. F. No. 20, A bill for an act regulating the employment of legislative lobby counsel and agents and prohibiting such counsel and agents from attempting to influence members of the Legislature other than appearing before the committees thereof, also providing for the return of legislative expenses.

Which was read the first time and referred to Committee on Judiciary, when appointed.

Mr. Nelson introduced—

S. F. No. 21, A bill for an act to appropriate money to pay the deficiency in the state aid to high schools for the school years one thousand nine hundred and three (1903) and one thousand nine hundred and four (1904).

Which was read the first time and referred to Committee on Finance, when appointed.

Mr. Nelson introduced—

S. F. No. 22, A bill for an act to amend section one hundred and eighty-one (181) of the Revised Laws of the State of Minnesota, being an Act relating to nomination by direct vote.

Which was read the first time and referred to Committee on Elections, when appointed.

Mr. Nelson introduced—

S. F. No. 23, A bill for an act to tax sleeping car companies.

Which was read the first time and referred to Committee on Tax and Tax Laws, when appointed.

Mr. Clague introduced—

S. F. No. 24, A bill for an act to prohibit the desecration of Memorial Day, and provide punishment thereof.

Which was read the first time and referred to Committee on Judiciary, when appointed.

Mr. Witherstine introduced—

S. F. No. 25, A bill for an act to amend section five thousand five

hundred and fifteen (5515) Revised Laws of one thousand nine hundred and five (1905) of the State of Minnesota, relating to the qualifications of legal and official publications and newspapers.

Which was read the first time.

Mr. Witherstine moved—

That the rules be suspended and that

S. F. No. 25, A bill for an act to amend section five thousand five hundred and fifteen (5515) Revised Laws of one thousand nine hundred and five (1905) of the State of Minnesota, relating to the qualifications of legal and official publications and newspapers.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 25

Was read the second time.

S. F. No. 25, A bill for an act to amend section five thousand five hundred and fifteen (5515) Revised Laws of one thousand nine hundred and five (1905) of the State of Minnesota, relating to the qualifications of legal and official publications and newspapers.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 55 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotzbach,	Laybourn,	Seward,
Alderman,	Cooke,	Gunderson,	McColl,	Smith,
Anderson,	Dale,	Hackney,	McGowan,	Sullivan,
Briggs,	Donaldson,	Hall,	Nelson,	Sundberg,
Calhoun,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Campbell,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Canestorp,	Du Toit,	Hardy,	Pugh,	Weis,
Canfield,	Elwell,	Hinton,	Putnam,	Wilson,
Carpenter,	Farrington,	Johnson, C. A.,	Robinson,	Witherstine,
Cashman,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Works,
Clague,	Fosseen,	Johnston,	Schaller,	Wright,

So the bill passed and its title was agreed to.

Mr. Witherstine introduced—

S. F. No. 26, A bill for an act to legalize certain newspaper publications.

Which was read the first time.

Mr. Witherstine moved—

That the rules be suspended and that

S. F. No. 26, A bill for an act to legalize certain newspaper publications,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 26

Was read the second time.

S. F. No. 26, A bill for an act to legalize certain newspaper publications.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 50 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	McColl,	Seward,
Alderman,	Clague,	Gunderson,	McGowan,	Smith,
Anderson,	Coller,	Hall,	Nelson,	Sullivan,
Bedford,	Cooke,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Dale,	Hanson, H. E.,	Poehler,	Swanson,
Calhoun,	Dunn,	Hardy,	Pugh,	Thorpe,
Campbell,	Durment,	Hinton,	Putnam,	Wilson,
Canestorp,	Du Toit,	Johnson, C. A.,	Robinson,	Witherstine,
Canfield,	Farrington,	Johnson, V. L.,	Sageng,	Works,
Carpenter,	Fitzpatrick,	Laybourn,	Schaller,	Wright,

So the bill passed and its title was agreed to.

Mr. Wilson introduced—

S. F. No. 27, A bill for an act to create a State Board of Tax Commissioners and defining their duties and compensation.

Which was read the first time and referred to Committee on Tax and Tax Laws, when appointed.

Mr. Wright introduced—

S. F. No. 28, A bill for an act providing for the taxation of express companies.

Which was read the first time and referred to Committee on Tax and Tax Laws, when appointed.

Mr. Wright introduced—

S. F. No. 29, A bill for an act to regulate the employment of legislative lobby counsel and agents, and to provide for the return of legislative expenses.

Which was read the first time and referred to Committee on Judiciary, when appointed.

Mr. Fosseen introduced—

S. F. No. 30, A bill for an act to amend subdivision thirteen (13) of section seven hundred and ninety five (795) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to property exempt from taxation.

Which was read the first time and referred to Committee on Tax and Tax Laws, when appointed.

Mr. Canfield introduced—

S. F. No. 31, A bill for an act requiring certain private corporations, organized for pecuniary gain, to make annual reports to the Public Examiner, giving the Public Examiner power to examine such private corporations, and require such private corporations to pay annual fees into the state treasury.

Which was read the first time and referred to Committee on Corporations, when appointed.

Mr. Wright introduced—

S. F. No. 32, A bill for an act fixing the maximum charge for carrying passengers over any railroad in the state of Minnesota.

Which was read the first time and referred to Committee on Railroads, when appointed.

## MOTIONS AND RESOLUTIONS.

Mr. Wilson offered the following resolution:

*Resolved*, That the Secretary of the Senate be and is hereby authorized to purchase 65 copies of the Revised Laws of 1905 of Minnesota, for the use of the Senate.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 48 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hackney,	McGowan,	Smith,
Alderman,	Coller,	Hall,	Naeseth,	Sullivan.
Anderson,	Dale,	Hanson, H. E.,	Nelson,	Sundberg,
Bedford,	Donaldson,	Hardy,	Pauly,	Swanson,
Briggs,	Dunn,	Hinton,	Pugh,	Thorpe,
Calhoun,	Durment,	Johnson, C. A.,	Putnam,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Fosseen,	Johnston,	Sageng,	Wilson,
Canfield,	Glotsbach,	Laybourn,	Seward,	Wright,
Carpenter,	Gunderson,	McColl,		

So the resolution was adopted.

On motion of Mr. Fosseen the Senate adjourned to Monday, January 14, 1907, at 8 o'clock p. m.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FOURTH DAY.

ST. PAUL, MONDAY, January 14, 1907.

The Senate met at 8 o'clock P. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Alderman,	Cooke,	Hackney,	McColl,	Smith,
Anderson,	Dale,	Hall,	Nelson,	Stephens,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Sullivan,
Briggs,	Durment,	Hanson, H. E.,	Poehler,	Sundberg,
Calhoun,	Elwell,	Hardy,	Pugh,	Weis,
Campbell,	Farrington,	Hinton,	Putnam,	White,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Fosseen,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Glotzbach,	Johnston,	Schaller,	Works,
Cashman,	Gunn,	Laybourn,	Seward,	Wright,
Clague,				

Quorum present.

Messrs. McGowan, Alman, Coller, Du Toit, Gunderson, Moonan, Naeseth, Peterson, Swanson, Thorpe, Vail, Wilson excused.

## INTRODUCTION OF BILLS.

Mr. Hardy introduced—

S. F. No. 33, A bill for an act relating to the selection of jurors in Counties having a population of over 200,000.

Which was read for the first time.

Mr. Hardy moved

That the rules be suspended and that

S. F. No. 33, A bill for an act relating to the selection of jurors in counties having a population of over 200,000.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 33.

Was read the second time.

S. F. No. 33, A bill for an act relating to the selection of jurors in counties having a population of over 200,000.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cashman,	Fosseen,	Laybourn	Smith,
Anderson,	Cooke,	Glotsbach,	McColl,	Sullivan,
Bedford,	Dale,	Hackney,	Nelson,	Sundberg,
Briggs,	Donaldson,	Hall,	Pauly,	Weis,
Calhoun,	Dunn,	Hanson, A. L.,	Poehler,	White,
Campbell,	Durment,	Hanson, H. E.,	Pugh,	Witherstine,
Canestorp,	Elwell,	Hardy,	Robinson,	Works,
Canfield,	Farrington,	Hinton,	Sageng,	Wright,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Seward,	

So the bill passed and its title was agreed to.

Mr. Johnson, V. L., introduced—

S. F. No. 34, A bill for an act to amend section two thousand four hundred ninety-one (2,491), of the Revised Laws of Minnesota for the year nineteen hundred and five, relating to mineral leases on state lands.

Which was read the first time and referred to Judiciary, when appointed.

Mr. Johnson, V. L., introduced—

S. F. No. 35, A bill for an act to amend section two thousand four hundred and eighty-nine (2,489), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to mineral leases on state lands.

Which was read the first time and referred to Judiciary, when appointed.

Mr. Sullivan introduced—

S. F. No. 36, A bill for an act to amend Sections two thousand two hundred and sixty-six (2,266) and two thousand two hundred and seventy-six (2,276), of Chapter thirty-four (34), of the Re-

vised Laws of one thousand nine hundred and five (1905), relating to printing commission and publication of Session Laws and indexes thereof.

Which was read the first time and referred to Judiciary when appointed.

#### REPORTS OF STANDING COMMITTEES.

Mr. Seward, from the Committee on Rules, made the following report:

*To the President of the Senate:*

Your Committee on Rules respectfully recommends that all the permanent rules of the Senate adopted and in force during the Thirty-fourth Session of the Legislature, be adopted as the permanent rules of the present session, except as follows:

Your Committee recommends that Rule No. 32 be amended so as to read as follows:

#### STANDING COMMITTEES

(32) "The standing committees of the Senate shall be as set forth in the following list. Each committee shall consist of nine (9) members, except the Committee on Municipal Corporations, the Committee on Banks and Banking, the Committee on Insurance, the Committee on Public Accounts and Expenditures and the Committee on State Prison, which shall consist of eleven (11) members each; the Committee on Grain and Warehouse, which shall consist of thirteen (13) members; the Committee on General Legislation; and the Committee on Reapportionment, which shall consist of fifteen (15) members each; the Committee on Railroads, and the Committee on Taxes and Tax Laws, which shall consist of seventeen (17) members each; and the Committee on Judiciary, and the Committee on Finance, which shall consist of nineteen (19) members each.

1. A Committee on Agriculture and Horticulture.
2. A Committee on Banks and Banking.
3. A Committee on Census.
4. A Committee on Claims.
5. A Committee on Corporations.
6. A Committee on Dairy Products and Live Stock.

7. A Committee on Deaf, Dumb and Blind.
8. A Committee on Drainage.
9. A Committee on Education.
10. A Committee on Elections.
11. A Committee on Engrossment.
12. A Committee on Enrollment.
13. A Committee on Finance.
14. A Committee on Forestry and Fire Protection.
15. A Committee on Game and Fish Laws.
16. A Committee on General Legislation.
17. A Committee on Grain and Warehouse.
18. A Committee on Hospitals for Insane.
19. A Committee on Immigration.
20. A Committee on Indian Affairs.
21. A Committee on Illuminating Oils.
22. A Committee on Insurance.
23. A Committee on Judiciary.
24. A Committee on Labor.
25. A Committee on Legislative Expenses.
26. A Committee on Libraries.
27. A Committee on Logs and Lumber.
28. A Committee on Municipal Corporations.
29. A Committee on Manufactures.
30. A Committee on Military Affairs.
31. A Committee on Mines and Minerals.
32. A Committee on Normal Schools.
33. A Committee on Printing.
34. A Committee on Public Accounts and Expenditures.
35. A Committee on Public Buildings.
36. A Committee on Public Health and Pure Food.
37. A Committee on Public Lands.
38. A Committee on Public Parks.
39. A Committee on Railroads.
40. A Committee on Reapportionment.
41. A Committee on Roads and Bridges.
42. A Committee on Rules.
43. A Committee on State Fair and Agricultural Societies.
44. A Committee on State Prison.
45. A Committee on State Public School.
46. A Committee on State Training School.
47. A Committee on State Soldiers' Home.

48. A Committee on Taxes and Tax Laws.
49. A Committee on Temperance.
50. A Committee on Towns and Counties.
51. A Committee on University and University Lands.

And that when so amended said rule be adopted.

Your Committee further recommends the adoption of a new rule to be numbered sixty-nine (69), and which shall read as follows, viz.,

“AMENDMENTS TO TITLE.”

(69) “The title to any bill may be amended at any time during its pendency in the Senate.”

Your Committee further recommends that Rule No. sixty-six (66) be amended so as to read as follows:

“SPECIAL ORDER.”

(66) “When a time has been designated by the Senate, whether by the adoption of a report of a committee or otherwise, for a particular or special order, the Senate shall at such time proceed to the consideration of such order, and shall at such time, so designated, after considering the bill, resolution or measure included therein, unless the same shall be then otherwise disposed of, or the special order postponed to a day certain, immediately proceed to the third reading and final passage of the same, and during the consideration of such special order, Rule No. sixteen (16), shall be suspended and the debate thereon and all proceedings thereunder, including amendments and substitutions shall be, as nearly as applicable, that of the Committee of the Whole, except that it shall be competent for any member, when a question is being taken, to call for the yeas and nays, which shall be entered on the journal;” and that when so amended said rule be adopted.

Your committee further recommends that Rule No. thirty-four (34), be amended so as to read as follows:

(34) “Amendments made in the Committee of the Whole shall be entered on a separate piece of paper, and so reported to the Senate by the Chairman standing in his place, which amendment shall not be read by the President, unless required by one or more of the members. On adoption of the report by the Committee of

the Whole, all bills, recommended to pass, shall be placed upon the calendar;" and that when so amended said rule be adopted.

Your Committee further recommends that Rule No. thirty-five (35), be amended so as to read as follows:

"INTRODUCTION OF BILLS."

(35) "Bills, memorials and joint resolutions may be introduced by any member in his place, or by order of the Senate on a report of a committee. Each member so introducing such bill, memorial or joint resolution shall, at the time of such introduction thereof, furnish to the Secretary of the Senate two copies thereof, which shall be endorsed "copies."

Every bill, memorial or joint resolution shall have prefixed thereto the name of the person introducing it, and when reported from a committee, the name of said committee shall be endorsed thereon. Every proposed amendment to any bill, memorial or joint resolution, and every committee report shall be in triplicate form and shall be written on only one side of the paper. That hereafter all bills introduced in the Senate shall be so framed that when any section or subdivision or chapter of any existing law is to be amended, or when any section or subdivision or chapter of any existing law is to be repealed, or when any section or subdivision or chapter of any repealed law is to be revived, the said section or subdivision or chapter shall in each case be given in full as it is designed to read when enacted, and all new matter contained in any bill which proposes to amend any section or subdivision of any existing law by inserting or adding such new matter shall be underscored, and when the bill is printed it shall be italicized; and no bill not so framed shall be received or read by the Secretary, unless otherwise specially ordered by the Senate;" and that when so amended said rule be adopted.

Adopted.

Mr. Calhoun moved that the Senate adjourn to 11 o'clock tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTH DAY.

ST. PAUL, TUESDAY, January 15, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Gunn,	McGowan,	Smith,
Alderman,	Dale,	Hackney,	Moonan,	Stephens,
Anderson,	Donaldson,	Hall,	Naeseth,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Nelson,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Pauly,	Swanson,
Calhoun,	Du Toit,	Hardy,	Poehler,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fosseen,	Johnston,	Sageng,	Witherstine,
Cashman,	Glotsbach,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McColl,	Seward,	Wright,
Coller,				

Quorum present.

Messrs. Peterson and Vail were excused.

The President announced the following standing committees of the Senate:

## STANDING COMMITTEES OF THE SENATE.

## AGRICULTURE AND HORTICULTURE.

Johnston, Seward, Sundberg, Naeseth, Cashman, Hanson, H. E., Sageng, Elwell, White.

## BANKS AND BANKING.

Stephens, Thorpe, Coller, Johnson, V. L., Dale, Gunn, Campbell, Bedford, Wilson, Alderman, Weis.

## CLAIMS.

Gunderson, Hanson, A. L., McColl, Laybourn, Fitzpatrick, Canfield, Pauly, Poehler, Hall.

## CORPORATIONS.

Alderman, Anderson, Durment, Putnam, Fosseen, Farrington, Hanson, A. L., Robinson, Sullivan.

## CENSUS.

Briggs, Weis, Poehler, Dunn, McColl, Hall, Smith, Hanson, A. L., Cooke.

## DAIRY PRODUCTS AND LIVE STOCK.

Nelson, Hanson, H. E., Johnson, C. A., Hackney, Briggs, Hall, Sageng, Johnston, Swanson.

## DEAF, DUMB AND BLIND.

Glotzbach, Cooke, Sundberg, Dale, Johnson, V. L., Pauly, Carpenter, Wright, Vail.

## DRAINAGE.

Sundberg, Thorpe, Nelson, Johnston, Gunderson, Elwell, Seward, Hackney.

## EDUCATION.

Dale, Witherstine, Schaller, White, Sageng, Johnson, V. L., Seward, Fosseen, Ahmann.

## ELECTIONS.

Dunn, Laybourn, Coller, Gunderson, Seward, Hinton, Cashman, Peterson, Wilson.

## ENGROSSMENT.

Anderson, Bedford, Coller, McColl, McGowan, Gunderson, Canestorp, Vail, Peterson.

## ENROLLMENT.

Hanson, H. E., Campbell, Donaldson, Hardy, Naeseth, Carpenter, Gunn, DuToit, Farrington.

## FINANCE.

Peterson, Elwell, Cooke, Fitzpatrick, Hanson, A. L., Fosseen, Johnson, C. A., Laybourn, Thorpe, Stephens, Robinson, Wright, Hackney, Dale, Glotzbach, Hanson, H. E., Bedford, Nelson, Swanson.

## FORESTRY AND FIRE PROTECTION.

Schaller, Sundberg, Anderson, Laybourn, Pugh, Works, Cashman, Alderman, Collier.

## GAME AND FISH LAWS.

Cooke, Carpenter, Smith, Sullivan, Putnam, Dunn, Glotzbach, Farrington, Johnston.

## GENERAL LEGISLATION.

Putnam, Moonan, Naeseth, Sageng, Clague, Donaldson, Fosseen, Witherstine, Durment, Johnston, Weis, Hinton, McColl, Pugh, Canestorp.

## GRAIN AND WAREHOUSE.

Thorpe, Wilson, Poehler, Campbell, Naeseth, Pugh, Sundberg, Ahmann, Johnston, Sageng, Hackney, Pauly, Works.

## HOSPITALS FOR INSANE.

Johnson, C. A., Schaller, Witherstine, Ahmann, Swanson, Sageng, Sullivan, White, Hanson, H. E.

## IMMIGRATION.

Hanson, A. L., Johnston, Dale, DuToit, Naeseth, Elwell, Thorpe, Gunn, Briggs.

## INDIAN AFFAIRS.

Canestrop, Briggs, Poehler, Weis, Ahmann, Moonan, Canfield, Wilson, Vail.

## ILLUMINATING OILS.

McGowan, Witherstine, Calhoun, Carpenter, Weis, Hinton, Wright, Clague, Anderson.

## INSURANCE.

Laybourn, Smith, Schaller, Calhoun, Campbell, Durment, Clague, Hanson, H. E., Glotzbach, Seward, Nelson.

## JUDICIARY.

Wilson, Putnam, Smith, Schaller, Collier, Dunn, Peterson, Fitzpatrick, Clague, Durment, Seward, Gunderson, Sullivan, Alderman, Fosseen, Canfield, Moonan, Robinson, Farrington.

## LABOR.

Vail, Calhoun, Works, Sullivan, Fosseen, Hardy, Pauly, McGowan, Fitzpatrick.

## LEGISLATIVE EXPENSES.

Carpenter, Johnson, V. L., Bedford, Wright, Moonan, Dunn, Stephens, Farrington, DuToit.

## LIBRARIES.

Johnson, V. L., McGowan, Sullivan, Naeseth, Dale, Ahmann, Cashman, Vail, Donaldson.

## LOGS AND LUMBER.

Gunn, Wilson, Stephens, Canestorp, Anderson, Hall, Pauly, Weis, Donaldson.

## MUNICIPAL CORPORATIONS.

Calhoun, Fitzpatrick, DuToit, McGowan, Putnam, Laybourn, Farrington, Cashman, Durment, Glotzbach, Pauly.

## MANUFACTURES.

Swanson, McColl, Fitzpatrick, Hardy, Johnson, C. A., Pauly, Robinson, Moonan, Collier.

## MILITARY AFFAIRS.

Hardy, Campbell, Glotzbach, Hinton, Cooke, Calhoun, Hall, Pugh, Pauly.

## MINES AND MINERALS.

Pugh, Alderman, Putnam, Wright, Vail, Nelson, Peterson, Weis, Hanson, H. E.

## NORMAL SCHOOLS.

Hinton, Fitzpatrick, Johnson, C. A., Peterson, Pugh, Works, Witherstine, Robinson, Hardy.

## PRINTING.

Sageng, Poehler, White, Seward, Smith, Durment, Canfield, Cashman, Briggs.

## PUBLIC ACCOUNTS AND EXPENDITURES.

Fosseen, Cooke, Glotzbach, Swanson, Pugh, Hanson, A. L., Calhoun, Dunn, Bedford, Carpenter, Canestorp.

## PUBLIC BUILDINGS.

Durment, Glotzbach, Elwell, Briggs, Carpenter, Coller, Gunn, Farrington, Canfield.

## PUBLIC HEALTH AND PURE FOOD.

White, Witherstine, Schaller, McColl, Sundberg, Thorpe, Gunderson, McGowan, Johnson, V. L.

## PUBLIC LANDS.

Bedford, Hackney, Donaldson, Robinson, Thorpe, Moonan, Anderson, DuToit, Dale.

## PUBLIC PARKS.

Fitzpatrick, McColl, Moonan, Peterson, Works, Gunn, DuToit, Gunderson, Canestorp.

## RAILROADS.

Hall, Calhoun, Pugh, Works, Cashman, Sundberg, Canfield, Johnson, C. A., Campbell, Gunderson, McGowan, Clague, Hardy, DuToit, Carpenter, Farrington, Vail.

## REAPPORTIONMENT.

Clague, White, Hanson, H. E., Donaldson, Dunn, Fosseen, Wright, Gunn, Sageng, Ahmann, Moonan, Durment, Smith, Johnson, C. A., Hanson, A. L.

## ROADS AND BRIDGES.

Wright, Elwell, Ahmann, Johnston, Briggs, Swanson, Hardy, Stephens, Clague.

## RULES.

Seward, Smith, Schaller, Campbell, Hinton, Durment, Alderman, Laybourn, Stephens.

## STATE FAIR AND AGRICULTURAL SOCIETIES.

Hackney, Naeseth, Weis, Bedford, Hall, Ahmann, Swanson, Hanson, A. L., Nelson.

## STATE PUBLIC SCHOOLS.

Cashman, Hanson, A. L., Poehler, Robinson, Wilson, Witherstine, Johnson, V. L., Hanson, H. E., Canestorp.

## STATE PRISON.

Sullivan, Nelson, Works, Sundberg, Elwell, Donaldson, Dale, White, Ahmann, Wilson, Canestorp.

## STATE SOLDIERS' HOME.

DuToit, Fosseen, Briggs, Weis, White, Swanson, Hackney, Canfield, Robinson.

## STATE TRAINING SCHOOL.

Naeseth, Nelson, Works, Sullivan, Wright, Pugh, Calhoun, Dale, Sageng.

## TAXES AND TAX LAWS.

Smith, Coller, Calhoun, Stephens, Laybourn, Thorpe, Putnam, Hinton, Seward, Cooke, Anderson, Dunn, Sullivan, Alderman, Gunn, Schaller, Johnson, V. L.

## TEMPERANCE.

Campbell, Hinton, Elwell, Johnson, C. A., Hardy, Alderman, Hall, Laybourn, Donaldson.

## TOWNS AND COUNTIES.

Canfield, Putnam, Stephens, White, Johnston, Poehler, Vail, Canestorp, Anderson.

## UNIVERSITY AND UNIVERSITY LANDS.

Elwell, McColl, Peterson, Clague, Witherstine, Bedford, Hackney, Poehler, McGowan.

The President announced that the reference of the following bills had been changed as follows:

S. F. No. 8—Calhoun, from Judiciary to General Legislation.

S. F. No. 11—Calhoun, from Judiciary to General Legislation.

S. F. No. 24—Clague, from Judiciary to General Legislation.

S. F. No. 34—Johnson, V. L., from Judiciary to Taxes and Tax Laws.

S. F. No. 35—Johnson, V. L., from Judiciary to Taxes and Tax Laws.

## MOTIONS AND RESOLUTIONS.

Mr. Cooke offered the following resolution :

WHEREAS, It is common knowledge that mining lands in the State of Minnesota, and particularly iron ore lands situated therein, do not bear their just share of taxation and are grossly undervalued for that purpose, and it is deemed advisable, in the interests of the people of the state, that an investigation in relation thereto should at once be made;

*Now, Therefore, Be It Resolved* by the Senate, the House concurring, that the matter of making such investigation be referred to a joint special committee, consisting of three members to be appointed by the President on the part of the Senate and four members to be appointed by the Speaker on the part of the House, such committee to investigate the real value of such mineral lands, and particularly the real value of iron ore lands situated within the State of Minnesota, the value that the same bear for the purposes of taxation, the method of assessment of the same, and in general the subject of the taxation of such lands, and report its findings thereon, together with its recommendations, if any, as to further legislation in respect thereto, to the Senate and House not later than February 25, 1907.

*Resolved, Further,* That the chairman of such committee, who shall be designated by the President of the Senate at the time of the appointment of the committee, shall have power, at the direction of a majority of such committee, to subpoena witnesses, administer oaths, employ stenographers and take all steps necessary to carry into force and effect the provisions of this resolution, and that the sum of one thousand (\$1,000) dollars, or as much thereof as may be necessary, be and the same is hereby appropriated out of any money in the treasury of the state not otherwise appropriated, for the purpose of paying any necessary expense incurred or created hereunder not otherwise provided for.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 58 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Coller,	Gunderson,	McColl,	Smith,
Alderman,	Cooke,	Gunn,	McGowan,	Stephens,
Anderson,	Dale,	Hackney,	Moonan,	Sullivan,
Bedford,	Donaldson,	Hall,	Naeseth,	Sundberg,
Briggs,	Dunn,	Hanson, A. L.,	Nelson,	Swanson,
Calhoun,	Durment,	Hanson, H. E.,	Pauly,	Weis,
Campbell,	Du Toit,	Hardy,	Pugh,	White,
Canestorp,	Elwell,	Hinton,	Putnam,	Wilson,
Canfield,	Farrington,	Johnson, C. A.,	Robinson,	Witherstine,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Works,
Cashman,	Fosseen,	Johnston,	Seward,	Wright,
Clague,	Glotsbach,	Laybourn,		

So the resolution was adopted.

Mr. Hall offered the following resolution:

*Resolved*, That in view of the fact that the new Committee of General Legislation has been created by the rules of the Senate, and that a clerk is necessary for that committee and therefore that Harlan P. Hall be appointed such clerk at a compensation of \$5 per day.

Which was referred to the Committee on Legislative Expenses.

Mr. Works offered the following resolution:

WHEREAS, There are a number of the members of the Senate who have not the legal training requisite to enable them to prepare bills, resolutions, memorials, etc., in suitable form for introduction into this body, therefore be it

*Resolved*, That a committee of three be appointed, of which the President of the Senate be one, to engage the services of a competent attorney at a compensation of \$10.00 per day, whose duties it shall be to furnish legal advice, help in the preparation of bills and such work of like character that may be desired by the members of the Senate.

Which was referred to the Committee on Legislative Expenses.

Mr. Hanson, H. E., offered the following resolution:

WHEREAS, The price of lumber and building material has steadily increased and has reached such enormity that the consumers are unable to buy, and that the lumber companies refuse to sell their goods to others than lumber dealers, all in violation of the laws of the State of Minnesota against trusts and monopolies, therefore be it

*Resolved*, That a joint committee, consisting of two members of the Senate and three of the House be appointed by the President of the Senate and Speaker of the House, respectively, to investigate said question, and report the facts with recommendations for such additional laws as they may think necessary, to the present Legislature as early as possible in the session, and that said committee be and it hereby is authorized to administer oaths and send for persons and papers and be assigned a stenographer and invite the co-operation of the attorney general's office in such investigation.

Mr. Clague gave notice of debate and the resolution went over until tomorrow.

#### INTRODUCTION OF BILLS.

Mr. Hanson, H. E., introduced—

S. F. No. 37, A bill for an act to amend sections three thousand four hundred and sixty-two (3462) and three thousand four hundred and sixty-three (3463) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 38, A bill for an act to amend section one hundred and twenty-two (122) of the Revised Laws of one thousand nine hundred and five (1905), relating to salaries, Supreme and District Courts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 38, A bill for an act to amend section sixty-eight (68) of the Revised Laws of one thousand nine hundred and five (1905), relating to salaries—standing appropriations.

Which was read the first time and referred to the Committee on Finance.

Mr. Coller introduced—

S. F. No. 40, A bill for an act to amend section nine (9), chap-

ter two hundred and twenty-seven (227) of the General Laws of one thousand nine hundred and five (1905), relating to the duties and powers of the attorney general and his assistants.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 41, A bill for an act to amend section one thousand three hundred and twenty-eight (1328) of the Revised Laws of one thousand nine hundred and five (1905), relating to school district treasurers' bonds.

Which was read the first time and referred to the Committee on Education.

Mr. Coller introduced—

S. F. No. 42, A bill for an act to prevent the use of language calculated to cause a breach of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 43, A bill for an act proposing an amendment to section twenty-three (23) of article four (4) of the Constitution of the State of Minnesota, relating to census and apportionment.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 44, A bill for an act relating to the setting aside of judgments and granting of new trials in civil and criminal cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson (by request) introduced—

S. F. No. 45, A bill for an act limiting the time within which real estate mortgages may be foreclosed when the date of maturity is not stated in the mortgage.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson (by request) introduced—

S. F. No. 46, A bill for an act to create a law reform commission.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dale introduced—

S. F. No. 47, A bill for an act authorizing municipal corporations to prohibit the maintenance of bucket shops, or agencies for the same, within their corporate limits.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Wilson (by request) introduced—

S. F. No. 48, A bill for an act to regulate the manufacture, sale and distribution of "patent" and "proprietary" medicines.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Works introduced—

S. F. No. 49, A bill for an act providing for and regulating the taxation of sleeping car companies transacting business in this state and providing for the collection of such taxes.

Which was read the first time and referred to the Committee on Tax and Tax Laws.

Mr. Sageng introduced—

S. F. No. 50, A bill for an act to amend section three thousand six hundred and thirty-two (3632) of the Revised Laws of the State of Minnesota, one thousand nine hundred and five (1905), relating to judges and clerks of probate courts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield introduced—

S. F. No. 51, A bill for an act making certain contracts entered into with unlawful trusts and combinations within the meaning of

section five thousand one hundred and sixty-eight (5168) of the Revised Laws of Minnesota of one thousand nine hundred and five (1905), null and void; providing civil remedies in such cases, together with rules and pleadings and of evidence, and other procedure in reference thereto.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield introduced—

S. F. No. 52, A bill for an act to prevent the use of language intended or naturally tending to provoke an assault or any breach of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Clague introduced—

S. F. No. 53, A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grains.

Which was read the first time and referred to the Committee on Railroads.

Mr. Gunn introduced—

S. F. No. 54, A bill for an act to amend section one hundred and twenty-two (122) of Revised Laws of one thousand nine hundred and five (1905), relating to the annual compensation of the judges and certain other officers of the judicial department.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 55, A bill for an act to establish a state normal school at the Village of Cass Lake in the County of Cass.

Which was read the first time and referred to the Committee on Normal Schools.

## REPORT OF STANDING COMMITTEES.

Messrs. Clague, Gunderson and Hardy, your Committee on Mileage, report that the members of the Senate are entitled to mileage as follows:

A. O. Eberhart, Lieut. Gov.....	172 Miles
Ahmann .....	190 Miles
Aldermann .....	272 Miles
Anderson .....	200 Miles
Bedford .....	380 Miles
Briggs .....	280 Miles
Calhoun .....	30 Miles
Campbell .....	200 Miles
Canestrop .....	340 Miles
Canfield .....	424 Miles
Carpenter .....	94 Miles
Cashman .....	142 Miles
Clague .....	300 Miles
Coller .....	56 Miles
Cooke .....	150 Miles
Dale .....	362 Miles
Donaldson .....	156 Miles
Dunn .....	
Durment .....	
Du Toit.....	70 Miles
Elwell .....	30 Miles
Farrington .....	360 Miles
Fitzpatrick .....	206 Miles
Fosseen .....	30 Miles
Glotzbach .....	110 Miles
Gunderson .....	282 Miles
Gunn .....	500 Miles
Hackney .....	
Hall .....	190 Miles
Hanson, A. L.....	530 Miles
Hanson, H. E.....	294 Miles
Hardy .....	
Hinton .....	270 Miles
Johnson, C. A.....	150 Miles
Johnson, V. L.....	80 Miles

Johnston .....	330 Miles
Laybourn .....	360 Miles
McColl .....	
McGowan .....	30 Miles
Moonan .....	180 Miles
Naeseth .....	140 Miles
Nelson .....	330 Miles
Pauly .....	30 Miles
Peterson .....	490 Miles
Poehler .....	106 Miles
Pugh .....	360 Miles
Putnam .....	260 Miles
Robinson .....	150 Miles
Sageng .....	362 Miles
Schaller .....	40 Miles
Seward .....	368 Miles
Smith .....	30 Miles
Stephens .....	600 Miles
Sullivan .....	40 Miles
Sundberg .....	720 Miles
Swanson .....	40 Miles
Thorpe .....	204 Miles
Vail .....	510 Miles
Weis .....	124 Miles
White .....	160 Miles
Wilson .....	30 Miles
Witherstine .....	188 Miles
Works .....	172 Miles
Wright .....	152 Miles

Adopted.

Mr. Smith moved to adjourn to 11 o'clock tomorrow morning.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

## SIXTH DAY.

ST. PAUL, WEDNESDAY, January 16, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan.
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Forsen,	Laybourn	Schaller,	Witherstine,
Cashman,	Glotsbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Colier,	Gunn,	Moonan,		

Quorum present.

## REPORT STATE BOARD OF HEALTH.

*To the Minnesota Legislature.*

Gentlemen:—In accordance with the laws of 1905 which direct that the Minnesota State Board of Health “shall report its doings and discoveries to the Legislature at each regular session thereof, with such information and recommendations as it shall deem useful,” said Board has instructed me to submit the following:

The usual responsibilities of the Board in dealing with the so-called epidemic diseases have been met, and new duties are constantly presenting themselves, as shown below.

1. *Tuberculosis*.—It is now a well recognized fact that pulmonary tuberculosis or consumption is a preventable disease. It

therefore becomes the duty of this Board to interest itself in the care and control of this disease in the home and in institutions. Tuberculosis kills annually in Minnesota about two thousand people. This represents one-tenth of all the deaths, and more than all the deaths resulting from the other contagious diseases. At the same time there are probably from 8,000 to 10,000 living tuberculous individuals in Minnesota demanding treatment either in their homes or in institutions. It is impossible to care for such a great army of patients in institutions. We must therefore provide for them in the home. To do this, we must consider the mild cases that may recover if properly cared for, and the advanced cases that will die of this disease and who will act as centers of infection during their long illness if not properly cared for. This Board has issued literature looking to the education of the public in matters pertaining to both of these points. But more than literature is needed. It is important that county or district nurses should be provided to visit the homes of the tuberculous in order that we may insure the proper care of these unfortunates.

Valuing a human life at \$5,000, Minnesota loses \$10,000,000 annually through the deaths from this one disease. At the same time at least \$5,000,000 more are spent annually caring for tuberculous patients.

There is no other disease where so large a proportion of the patients eventually become a public charge. It is important therefore from the financial, as well as from the humane standpoint, that provision be made for the proper investigation, care and control of this disease. It is impossible for the State Board of Health to carry on this work without the liberal support of the legislature.

In addition to the work of the State in dealing with this problem should be that of the county, through the county board of health, county nurses and county sanatoria.

Carefully compiled records, extending over a period of 17 years, show that the incipient cases show recoveries amounting to 66 per cent, while but 28 per cent of the advanced cases, and 2.5 per cent of the far advanced cases can be classed as cured. These facts are strong arguments for the early recognition and proper care of this disease. At the same time they are strong arguments

for the proper care of the advanced cases in order that we may prevent the further spread of infection.

2. *Typhoid Fever*.—This is one of the preventable diseases that follow in the wake of civilization. It is a fifth disease, and its continued presence in any community is a disgrace. The State Board of Health is doing its utmost, under present conditions, by urging municipalities to so provide for the care of the excreta of their inhabitants as to bring this disease under control. To bring this about, sewerage systems and water supplies, as well as the proper policing of out-houses, must receive careful attention.

Typhoid fever has prevailed to quite an extent in epidemic form throughout the State of Minnesota during the past two years. The burden of caring for this disease is not confined to the careless communities in which it prevails, but is thrust upon innocent or protected localities. This is shown by the single cases occurring in uninfected communities, said cases being imported from infected centers. Probably the most notable of the municipalities bearing such undeserved burden in this state is Duluth, which city has an excellent water supply and but few typhoid fever cases of its own. However, Duluth is constantly caring for innumerable typhoid fever cases imported from the Iron Range, and the lumber and railroad camps nearby.

The lack of proper sanitary methods in some of the municipalities is evidenced by the typhoid fever records of Hibbing, Chisholm, Breckenridge, Crookston, etc., during the past few years.

Too often lumber and railroad camps are located without any regard as to the possible pollution of the drinking water supplied for the men employed. In fact, it is a common thing to find the drinking water for these camps taken from a source that is very apt to be infected.

All sources of typhoid fever infection should be removed, and this can be done if the various sanitary authorities—municipal, county and state—are properly supported in their efforts. It is the duty of the state to protect its working men from this disease.

3. *Smallpox*.—This disease has prevailed to an annoying extent throughout the state during the past ten years. Every means possible under the laws as they now exist have been used to control it, but without avail. It has caused immeasurable financial loss as well as much bodily suffering and personal loss.

This is one of the most easily controlled of all communicable diseases; yet it has not been controlled. Why? Because of the opposition of certain individuals to the use of the one available means of control, viz., vaccination.

Medical men have borne the brunt of criticism for centuries in matters pertaining to the prevention of smallpox. In the days of Lady Montague the medical profession was charged with being too selfish to use the then known means of preventing this dread disease, thus cutting off a considerable proportion of their income. This was in the days of inoculation. Now, when physicians argue in favor of vaccination—a preventive measure far superior to that of inoculation—the anti-vaccinationists charge them with being selfish and vaccinating for financial gain. This argument is most absurd, for the money received by physicians for vaccinating where public vaccinators are not provided is as nothing compared with the fees which might be received for attending smallpox among the unprotected. It must be recognized that when physicians argue for vaccination they are working directly against all selfish interests.

The evidence in support of the protective power of vaccination is beyond dispute. In addition to this it is a fact that vaccination is the only means by which smallpox can be controlled. It therefore becomes a duty for the legislature to provide proper compulsory vaccination laws and thus exclude smallpox from the state. If no such laws are passed the responsibility for the continuance of smallpox in Minnesota must rest upon her people and not upon the medical profession or sanitarians.

4. *Rabies*.—This is a disease requiring special attention. It is very general at the present time in Minnesota. In a recent report on rabies in twenty-three states, Minnesota stood second in the list for the number of cases among human beings during the past year.

The Minnesota State Board of Health has knowledge of 100 human beings who were bitten by rabid animals in this state during 1906. Fortunately there is now a means of so treating this disease as to reduce its mortality to a minimum. However, a great financial burden was thrown upon individuals, municipalities and counties in caring for these one hundred cases in this state. Sixty-nine of these cases went either to Chicago or Ann Arbor for treat-

ment at a Pasteur Institute. The other thirty-one should have gone for similar treatment. A conservative estimate would place the loss to the state for the sixty-nine treated individuals at \$14,000. To properly care for human beings who have been bitten by rabid animals, Minnesota should have a Pasteur Institute. This could be operated at a cost not to exceed \$5,000 per annum. Michigan has such an institute, at which all residents of that state needing treatment are cared for free of charge, while non-residents of the state must pay \$100 each for treatment.

The number of domestic animals that have died from this disease during 1906 cannot be given with accuracy, but it was large and entailed a great financial loss.

This disease is spread chiefly by dog. It has been said that the dog is the poor man's friend; but this is not true when a dog becomes rabid and inflicts financial loss upon the poor man by destroying his live stock and injuring his family. The poor man cannot afford to have his family, his horses and his cattle die of rabies.

There should be a dog license law and a muzzling law to be used as necessary in Minnesota. It would then be possible to quickly stamp out this disease. Such has been the history of rabies in European countries. The money coming from license fees could be used to defray the expenses incurred in the care of human beings bitten by rabid animals and the financial losses resulting from this disease among domestic animals. Part of the money secured in this way could be used in maintaining a Pasteur Institute. Rabies will continue in this state until the necessary laws for the eradication of this disease are passed and enforced.

The action of the legislature of 1903 in appointing an independent Board to have charge of infectious diseases of animals has made the control of rabies most difficult, for there is a division of authority, and with this division comes increased difficulties in suppressing the disease. So long as rabies prevails only among animals the responsibility of looking after it rests upon the Live Stock Sanitary Board, but as soon as a human being is bitten the responsibility of investigation is transferred to the State Board of Health. Neither Board can be criticised for this unfortunate condition of affairs, for both Boards are doing the best they can. The present legislature, however, should take steps to place this

disease entirely under the control of the State and local boards of health.

5. *Vital Statistics*.—Minnesota is badly in need of a burial permit law. Until such a law is passed the state will not be recognized by the Federal Census Bureau as a "registration state."

Such a law is necessary in order to secure a complete record of all the deaths throughout the state. A complete record of all deaths is important: (1) in order to meet the necessary demands made upon a state by the courts in the settlement of estates, life insurance claims, etc.; (2) in order to protect the state against concealed cases of crime. A burial permit law can be so framed as not to be burdensome to any one, and at the same time be a great boon to many.

The Federal Census Bureau is urging the passage of a burial permit law in all non-registration states. It is to be hoped that the Minnesota legislature will recognize the importance of such a law and take action accordingly during the present session.

6. *Meat Inspection*.—The recent action of the Federal Government in passing more stringent regulations pertaining to meat inspection for *inter-state and foreign trade* makes state inspection an absolute necessity if our own citizens are to be protected from diseased and poor meats in the home markets. The strict federal inspection laws will tend to shut the diseased animals out of the great packing houses, thus forcing them into the local markets where there is no inspection.

But a very small proportion of the meat consumed in Minnesota has been killed under federal inspection: In the smaller cities and villages, practically all meats consumed are from animals killed without any inspection; and even in the larger cities there is no practical method by which a meat consumer can assure himself that he is using only federal inspected meats.

Federal meat inspection is of commercial value to the farmer and the exporter, for it insures the good quality of the meat sold to foreign countries, and thus secures a better market. But it is of little sanitary value to the home consumer of meats—that is, to the people of our own state. The legislature should see to it that our own citizens are as well protected from diseased meats as are the people of foreign countries.

If one questions the need of meat inspection in Minnesota for the benefit of the local consumer he has only to visit the ordinary country slaughter house during the summer and note the unsanitary conditions of the place from which the greater part of our local meats come. These conditions, together with the exclusion of diseased animals from the packing houses under federal inspection, make state provision for meat inspection an absolute necessity.

7. *Pure Food.*—The recent agitation along these lines has fully demonstrated the need of state laws in matters pertaining to the sale of food, etc. It is to be hoped that this subject will receive full consideration by the present legislature.

8. *Hotel Inspection.*—The revised laws of 1905 give the Minnesota State Board of Health authority, so far as relates to the construction and equipment of "lodging houses and other public sleeping places kept for gain" to regulate the same. This of course covers hotels, boarding houses, lodging houses, lumber camps, etc. The authority should go still further and cover the sanitary conditions in and about such buildings at all times. It may be said that local health officials have such authority at the present time. This is true, but such local authority cannot be made effective without the support of specific laws pertaining to such matters, and state supervision. The food supplies of hotels, boarding houses, restaurants, public institutions, etc., have as great sanitary importance as have the construction and equipment of such buildings.

9. *The Control of Water Supplies and Sewerage Systems.*—The protection of the waters of the state assumes greater proportions each year. With a growing population, the dangers from stream pollution are constantly on the increase. It is not enough that the State Board of Health has control of waters used for domestic purposes. It should have control of all water supplies. The farmer is interested in the quality of water available for his stock. A municipality may create a nuisance in the disposal of its sewage without of necessity impairing a "water supply for domestic use." The State Board of Health in certain progressive states now has authority to pass upon the plans of all water and sewerage systems before they are installed. This authority should be given to the Minnesota State Board of Health and it should be

provided with funds with which to secure the necessary engineering assistance to enable it to do this work thoroughly and wisely.

10. *Sanitary Engineering*.—Although engineering problems are constantly presented to the Board no provision has been made by previous legislatures for the employment of expert sanitary engineers. It is impossible for the Board to intelligently pass upon sanitary engineering problems without expert advisers. The state has placed responsibilities upon the Board of Health relating to engineering problems that cannot properly be cared for under present conditions. It is expected that the present legislature will follow the example set by other states and provide funds for the employment of sanitary engineers.

11. *Sanitary Inspectors*.—If the Board is to perform its duties properly it should have in its employ expert medical inspectors to investigate sanitary conditions throughout the state and advise as to what should be done in order to correct existing evils. One trained inspector should be giving his entire attention to tuberculosis and the means to be used for its control. Another trained inspector should be giving his entire time to investigations relating to typhoid fever. As already shown, both tuberculosis and typhoid fever exist to an alarming degree throughout the state. This important work of inspection cannot be carried out unless the necessary funds are provided. Every large city has its corps of medical inspectors. The state's work along these lines should be as important as that of such cities.

12. *Finances*.—While Minnesota has been growing rapidly and the sanitary responsibilities increasing in proportion, little has been done to increase the efficiency of its sanitary board. The appropriations for the general work of the Minnesota State Board of Health are the same now as they were twenty years ago, and the special appropriations have been insignificant. It would seem that the protection of human lives was deserving of more consideration. The total appropriations for the routine work of the Board, including its laboratory appropriations, are but \$21,000. The cities of St. Paul and Minneapolis each spend far more than this annually in dealing with sanitary problems, and both of these cities cover comparatively small areas as compared with the state at large.

Massachusetts, a state with a population about the same as that

of Minnesota but with a much smaller area, spends through its State Board of Health annually \$12,500 for the inspection of foods, \$34,000 on water problems, and \$7,500 on sewage problems.

Pennsylvania, in 1904, realizing the importance of sanitary matters, increased the appropriations from almost nothing to \$175,000 per annum.

Surely the Minnesota legislature should see the wisdom of protecting the people of this state. To do this, it must keep in the front ranks in matters pertaining to sanitation.

#### THE LABORATORIES.

These are an indispensable part of the State Board of Health. The first one began operations in 1896 without having received any special appropriations, and hence dependent upon the general fund for its support. In 1899 the legislature appropriated \$7,500 per annum for the laboratory work of the Board. This amount was increased in 1901 to \$10,000 per annum. Although the laboratory work has steadily increased, the appropriation for this work is the same now as it was six years ago.

Laboratory work may be outlined in part as follows:

(1) *Diphtheria*.—Laboratory examinations are now recognized as a necessity in dealing with this disease, as the quarantine of the same is governed by the presence of the specific germ causing the disease. During 1906, about 8,000 diphtheria culture examinations were made for 491 physicians in 271 localities, from 2332 patients. This work will undoubtedly increase during the coming years, and an additional trained assistant will be needed.

(2) *Typhoid Fever*.—There were 1352 examinations of blood made during 1906 for 255 physicians in 110 localities, from 920 individuals suffering from, or suspected of having, typhoid fever.

Typhoid fever investigations were made at Two Harbors, Breckenridge, Rose Creek, Bovey, Colerain, Buhl, Akeley, Eveleth, Hibbing, Chisholm, Duluth, etc.

(3) *Rabies*.—Investigations of 39 different outbreaks have been made during the year which have included 35 dogs, 2 cats, one horse and one cow. In addition to this there is a record of 7 horses bitten, all of which developed rabies; 5 cattle, all of which developed rabies; 3 swine, 14 sheep, 127 dogs and 2 cats, all of which developed rabies. In addition there were 196 dogs which

were destroyed on suspicion. This latter record is far from complete since it does not include full particulars of St. Paul or Minneapolis cases, or of the cases investigated by the State Live Stock Sanitary Board.

One hundred human beings were bitten by rabid animals and of these 69 were sent out of the state for Pasteur treatment.

(4) *Glanders*.—One case of human glanders, in which a positive diagnosis was made, has been under observation.

(5) *Water Investigations*.—This work has included the investigation of waters from Two Harbors, Breckenridge, Buhl, Akeley, Anoka, Aurora, Chisholm, Cloquet, White Bear Lake, Bovey, Colerain, Holman, Moose Lake, Duluth, Owatonna, Proctor, Roscoe, Spicer, Eveleth, Hibbing, and the University of Minnesota water supply, etc. In connection with this work there have been 92 chemical examinations and 364 bacteriological examinations. The chemical examinations have been small in number owing to the fact that the laboratory has been without a chemist for the greater part of the year.

(6) *Sewage Disposal*.—In many instances the question of sewage disposal has been under consideration in connection with the water investigations already referred to.

A problem of special importance in this state is the study of creamery wastes and their proper management and disposal. Nothing is known concerning this subject at present and it seems to be in a class by itself.

(7) *Milk Examinations*.—The State Board of Health, following the example of Boston and many other places, has adopted a bacterial standard of purity for milk. A survey of the conditions governing milk supplies of this state was carried out during one summer; but it had to be abandoned for lack of funds to provide the necessary trained assistance and traveling expenses. This is most important work and should be continued, as it was before, in collaboration with the State Dairy and Food Department.

(8) *Embalming Fluids*.—Especial attention has been given to the perfection of an embalming fluid, the work being done in conjunction with the State Funeral Directors' Association, and Dean Frankfortor of the University School of Chemistry. A report

of this work was presented to the National Funeral Directors' Association at its annual meeting held in Chicago, Sept. 4th, 1906. This Association has increased its appropriation for further work along this line. The importance of this work is generally recognized by state and federal health authorities, by the traffic departments of the different railroads, and by the state and national funeral directors' association, since it has for its object the safeguarding of the public from possible infection due to shipment of the dead. In order to do this work properly, one or more trained men should give to it their entire time until the methods and materials have been properly worked out.

(9) *Research Work*.—If the Laboratory of the Minnesota State Board of Health can be said to have any reputation at all, this has been acquired by the application of scientific methods to executive problems, and by other researches which were formerly possible of accomplishment. The growth of the strictly practical or executive phases of the work has interfered to such an extent with the time of the members of the staff that strictly scientific research has had to be slighted.

(10) *Branch Laboratories*.—A partnership was effected whereby the State Board of Health, in collaboration with the Duluth City Board of Health, St. Marys Hospital and St. Louis County, has maintained a branch laboratory in Duluth. This laboratory should be enlarged and put on a more solid footing. It would appear to be economy for the state to furnish the main, if not the total support for the same, in order to establish a permanency of policy and maintain the proper relationship to the head laboratories.

As this Branch Laboratory was established in order to save from 24 to 48 hours of the time taken to furnish laboratory reports as the basis for the detection or suppression of epidemic diseases, similar branch laboratories should be established in other portions of the state for the same reason. This cannot be done unless funds are appropriated for this purpose.

(11) *Future Wants*.—(a) Under the present regulations of the Board, gratuitous examinations of sputum in cases of suspected tuberculosis are to be made throughout the state. This work must be done. It will require an additional trained assistant in the laboratory.

(b) Through an arrangement with the U. S. Geological Survey, full data concerning the surface waters of the various water sheds throughout the state have been compiled and a report will be issued by the Washington authorities within a few weeks. This includes accurate data concerning the quality of the water based on bacteriological and chemical examinations made at different seasons and under varying conditions, whereby it is possible to make comparisons of one locality with another. The U. S. Geological Survey, having acquired all the data which it needed in relation to the commercial and geological features, has now withdrawn; but this work should be kept up to date and extended by the state.

(c) Laboratory examinations will be required particularly in relation to experimental studies as to the best methods of purification to be used with the waste products found in the sewage in different localities throughout the state. It can easily be seen that the sewage will vary in different localities according to the density of population, the amount and character of the water used, the presence of particular kinds of industries, etc. It is apparent, therefore, that much experimental work involving chemical and bacteriological examinations must be done during the experimental stage in various localities, and later in testing the efficiency of plants which have been installed. The water and sewage work will require the complete time and attention of at least two trained experts, and a certain amount of unskilled assistance. There is only one assistant available at the present time.

If the efficiency of the work of the State Board of Health is to be kept up to the proper standing, all of the subjects enumerated in this report must receive the careful consideration of the present legislature.

Respectfully submitted,

H. M. BRACKEN,  
Secretary and Executive Officer.

By order of the Board, January 8, 1907.

The above report was ordered printed in the journal and referred to the Committee on Public Health and Pure Food.

The President announced the following changes in committee appointments:

Mr. Hardy, from the Committee on Enrollment to the Committee on Game and Fish.

Mr. Smith, from the Committee on Game and Fish to Committee on Enrollment.

Mr. Sageng, from the Committee on Reapportionment to Committee on Claims.

Mr. Laybourn, from the Committee on Claims to Committee on Reapportionment.

Mr. Schaller moved that S. F. No. 39 be recalled from the Committee on Finance and referred to Committee on Judiciary.

Which was adopted.

The President announced the appointment of Messrs. Cooke, Laybourn and Johnson, V. L., as a committee on the Cooke concurrent resolution in regard to iron ore lands, adopted Jan. 15th.

Mr. Thorpe offered the following resolution:

*Be It Resolved*, By the Senate, the House of Representatives concurring, that a special committee of nine, five from the House and four from the Senate to be appointed by the Speaker and President of the Senate to investigate the organization, rules, methods, policies and practices of the Chamber of Commerce of the City of Minneapolis and of the Board of Trade of the City of Duluth, and that said joint committee be empowered to send for, administer oaths and examine witnesses, if deemed necessary, for making such investigation.

Adopted.

Messrs. Thorpe, Calhoun, Pugh and Witherstine were appointed as such committee on the part of the Senate.

Mr. Sewart offered the following resolution:

*Resolved*, That in view of the fact that a new Committee of General Legislation has been created by the rules of the Senate, and that a clerk is necessary for that committee; therefore, be it

*Resolved*, That Selby E. Peterson be appointed such clerk at a compensation of \$5.00 per day.

Which was referred to the Committee on Legislative Expenses.

Mr. McGowan offered the following resolution:

*Resolved*, By the Senate of the State of Minnesota, the House of Representatives concurring, that the attorney general be and is hereby authorized and directed to employ any additional assistance that may be necessary during the term of this session, to furnish members of the Legislature with legal advice upon matters pertaining to legislation, and also to assist them in the preparation of bills which they may desire to introduce in the Legislature.

*Resolved*, That twenty-five hundred (\$2,500) dollars, or as much thereof as may be necessary, be and the same is hereby appropriated out of the general fund to pay the expense of such additional help in the attorney general's office.

Which was referred to the Committee on Legislative Expenses.

Mr. Putnam introduced—

S. F. No. 56, A bill for an act to require an annual apportionment and accounting of life insurance companies.

Which was read for the first time and referred to the Committee on Insurance.

Mr. Moonan introduced—

S. F. No. 57, A bill for an act to authorize the formation of companies or associations for the purpose of mutual protection of the members thereof against loss of live stock by death from disease, lightning, tornadoes, accidents, and every other casual or accidental cause, on the mutual plan.

Which was read for the first time and referred to the Committee on Insurance.

Mr. Thorpe introduced—

S. F. No. 58, A bill for an act to provide for the submission to the legal voters of the counties of Minnesota, the question whether license to sell intoxicating liquors shall be granted within such counties, to suppress places in such counties in which intoxicating liquors are handled in violation of law, and to provide suitable penalty for violations of this act.

Which was read for the first time and referred to the Committee on Temperance.

Mr. Nelson introduced—

S. F. No. 59, A bill for an act to appropriate money to pay the

deficiencies in state aid to high schools, graded schools, semi-graded schools and rural schools, for the fiscal years ending July 31, 1905, and July 31, 1906.

Which was read for the first time and referred to the Committee on Education.

Mr. Smith introduced—

S. F. No. 60, A bill for an act entitled an Act creating a fund, and providing for the disbursement thereof, for pensions and relief by Fireman's Relief Association in cities having a population of more than fifty thousand inhabitants.

Which was read for the first time and referred to the Hennepin, Ramsey and St. Louis county delegations.

Mr. Cooke introduced—

S. F. No. 61, A bill for an act to provide for the reception of the records and archives of the office of the United States Surveyor General for the district of Minnesota, and for the providing of additional employees in the office of the Secretary of State.

Which was read for the first time and referred to the Committee on Public Accounts and Expenditures.

Mr. Johnson, V. L., introduced—

S. F. No. 62, A bill for an act to amend section two thousand nine hundred and ninety-three (2993) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relative to the limit of loans by banks.

Which was read for the first time and referred to the Committee on Banks and Banking.

Mr. Stephens introduced—

S. F. No. 63, A bill for an act to reimburse citizens of the City of Crookston for money expended in maintaining the branch School of Agriculture at that place.

Which was read for the first time and referred to the Committee on Finance.

Mr. Wilson introduced—

S. F. No. 64, A bill for an act to amend section three thousand six hundred and seven (3607) Revised Laws of one thousand nine

hundred and five (1905), relating to contracts and conveyances of married women.

Which was read for the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 65, A bill for an act to repeal section three thousand three hundred and thirty-five (3335) of Revised Laws of one thousand nine hundred and five (1905).

Which was read for the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 66, A bill for an act to amend section seven hundred and sixty-eight (768) Revised Laws of one thousand nine hundred and five (1905), relating to claims for damages to person or property.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 67, A bill for an act to amend section seven hundred and fifty-six (756) of the Revised Laws of one thousand nine hundred and five (1905), relating to villages and cities.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 68, A bill for an act to amend section three thousand one hundred and forty-eight (3148) of the Revised Laws of Minnesota, relating to the time and manner of holding the annual meeting and the election of vestry of the Protestant Episcopal church of Minnesota.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dale introduced—

S. F. No. 69, A bill for an act authorizing officers, directors and

stockholders of a corporation to administer oaths and take acknowledgments of instruments wherein such corporation is interested.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Elwell (by request) introduced—

S. F. No. 70, A bill for an act legalizing instruments affecting real estate, and the record thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. McGowan introduced—

S. F. No. 71, A bill for an act entitled An Act prohibiting donations to political parties, committees or candidates by certain corporations and joint stock associations, also providing for the filing of sworn statements by such corporations and joint stock associations and providing penalties for the violation thereof.

Which was read the first time and referred to the Committee on Elections.

Mr. McGowan introduced—

S. F. No. 72, A bill for an act entitled An Act amending section one thousand five hundred and eighty-five (1585) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the powers and duties of the Public Examiner.

Which was read the first time and referred to the Committee on Elections.

Mr. Gunn introduced—

S. F. No. 73, A bill for an act to provide for compensating school districts for certain expenditures made for school purposes in territory detached from them by changes in boundaries of counties, and making such expenditures a charge against the school district which may or shall thereafter be organized including such territory, or to which such territory may or shall be attached.

Which was read the first time and referred to the Committee on Education.

Mr. Durment introduced—

S. F. No. 74, A bill for an act to create the office of Inspector of Apiaries; to provide for the suppression of contagious diseases among bees and to appropriate money therefor.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 25, A bill for an act to amend section five thousand five hundred and fifteen (5515) Revised Laws of one thousand nine hundred and five (1905), relating to the qualifications of legal and official publications and newspapers.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 26, A bill for an act to legalize certain newspaper publications.

Also the passage by the House of the following Senate File, with an amendment, in which amendment the concurrence of the Senate is requested:

S. F. No. 33, A bill for an act relating to the selection of jurors in counties having a population of over 200,000.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MESSAGES FROM THE GOVERNOR.

The following messages were received from his Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, Jan. 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR:—I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State:

S. F. No. 1, An act to appropriate money for the expenses of the session of the state legislature for year nineteen hundred seven (1907).

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, Jan. 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR:—I have the honor to submit for the consideration of the Senate the following nominations:

INSURANCE COMMISSIONER.

Thomas D. O'Brien, of Ramsey county, insurance commissioner, to succeed himself, for the term ending the first Monday in January, 1909.

DAIRY AND FOOD COMMISSIONER.

Edward K. Slater, of Ramsey county, dairy and food commissioner, to succeed himself, for the term ending the first Monday in January, 1909.

LABOR COMMISSOINER.

William H. Williams, of Hennepin county, labor commissioner, to succeed himself, for the term ending the first Monday in January, 1909.

SUPERINTENDENT OF PUBLIC INSTRUCTION.

John W. Olsen, of Freeborn county, superintendent of public instruction, to succeed himself, for the term ending the first Monday in January, 1909.

STATE LIBRARIAN.

John E. King, of Red Lake county, state librarian, to succeed himself, for the term ending the first Monday in January, 1909.

STATE INSPECTOR OF ILLUMINATING OILS.

John A. McDermott, of Yellow Medicine county, state inspector of illuminating oils, to succeed himself, for the term ending the first Monday in January, 1909.

## FIRE MARSHAL.

Edward Peterson, of Ramsey county, fire marshal, to succeed himself, for the term ending the first Monday in January, 1909.

## INSPECTOR OF APIARIES.

Charles Montag, of Hennepin county, inspector of apiaries, vice William Russell, for the term ending the first Monday in January, 1909.

## MEMBERS STATE NORMAL BOARD.

Ell Torrence, of Hennepin county, member state normal board, for the term ending the first Monday in January, 1911.

H. E. Hoard, of Chippewa county, member state normal board, for the term ending the first Monday in January, 1911.

M. C. Tifft, of Todd county, member state normal board, for the term ending the first Monday in January, 1911.

## MEMBER STATE LIBRARY COMMISSION.

Miss Gratia Countryman, of Hennepin county, member state library commission, to succeed herself, for the term ending the first Monday in January, 1913.

## MEMBER STATE BOARD OF HEALTH AND VITAL STATISTICS.

Dr. Henry Hutchinson, of Ramsey county, member of state board of health and vital statistics, to succeed himself, for the term ending the first Monday in January, 1910.

Dr. A. J. Stone, of Ramsey county, member state board of health and vital statistics, for the term ending the first Monday in January, 1910.

Dr. H. M. Bracken, of Hennepin county, member state board of health and vital statistics, to succeed himself, for the term ending the first Monday in January, 1910.

## MEMBERS STATE BOARD OF MEDICAL EXAMINERS.

Dr. Oswald Leicht, of Winona county, member state board of medical examiners, for the term ending the first Monday in January, 1910.

Dr. H. F. Wood, of Brown county, member state board of medical examiners, for the term ending the first Monday in January, 1910.

## MEMBER STATE BOARD OF PHARMACY.

Robert L. Moreland, of Nobles county, member state board of pharmacy, to succeed himself, for the term ending the first Monday in January, 1912.

## MEMBER BARBERS' EXAMINING BOARD.

Walter Dunlop, of St. Louis county, member barbers' examining board, to succeed himself, for the term ending the first Monday in January, 1909.

## MEMBER BOARD OF DENTAL EXAMINERS.

Dr. S. H. Holden, of St. Louis county, member board of dental examiners, to succeed himself, for the term ending the first Monday in January, 1910.

## MEMBERS BOARD OF VETERINARY EXAMINERS.

Dr. J. W. Golden, of Redwood county, member board of veterinary examiners, for the term ending the first Monday in January, 1909.

Dr. John Lambert, of Nicollet county, member board of veterinary examiners, for the term ending the first Monday in January, 1909.

Dr. L. Hay, of Rice county, member board of veterinary examiners, for the term ending the first Monday in January, 1909.

Dr. H. M. Reynolds, of Ramsey county, member board of veterinary examiners, for the term ending the first Monday in January, 1909.

## MEMBERS BOARD OF OPTOMETRY.

I. M. Radabaugh, of Dakota county, member board of optometry, for the term ending the first Monday in January, 1910.

C. E. Stacke, of St. Louis county, member board of optometry, for the term ending the first Monday in January, 1910.

F. A. Upham, of Ramsey county, member board of optometry, for the term ending the first Monday in January, 1910.

H. M. Hitchcock, of Redwood county, member board of optometry, for the term ending the first Monday in January, 1910.

C. A. Snell, of Hennepin county, member board of optometry, for the term ending the first Monday in January, 1910.

## LIVESTOCK SANITARY BOARD.

M. H. Reynolds, of Ramsey county, member livestock sanitary board, for the term ending the first Monday in January, 1912.

## MEMBER GOVERNING BOARD OF STATE ART SOCIETY.

Robert Koehler, of Hennepin county, member governing board of state art society, for the term ending the first Monday in January, 1911.

## MEMBER ADVISORY COMMISSION SANITARIUM FOR CONSUMPTIVES.

George S. Wattam, of Marshall county, member advisory commission sanitarium for consumptives, for the term ending the first Monday in January, 1912.

## ADJUTANT GENERAL.

Fred B. Wood, of Mower county, adjutant general, to succeed himself, for the term ending the first Monday in January, 1909.

## TRUSTEE OF SOLDIERS' HOME BOARD.

Lucius F. Hubbard, of Ramsey county, trustee of soldiers' home board, for the term ending the first Monday in January, 1913.

Charles C. Whitney, of Lyon county, trustee of soldiers' home board, to succeed himself, for the term ending the first Monday in January, 1913.

W. H. Harries, of Houston county, trustee of soldiers' home board, to succeed himself, for the term ending the first Monday in January, 1913.

## MEMBER STATE HIGH SCHOOL BOARD.

R. E. Denfeld, of St. Louis county, member state high school board, vice Charles M. Jordan.

## MEMBER STATE HIGHWAY COMMISSION.

Charles Halvorsen, of Lac Qui Parle county, member state highway commission, to succeed himself, for the term ending the first Monday in January, 1910.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, Jan. 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR:—I have the honor to submit for the consideration of the Senate the following nominations made by me subsequent to the adjournment of the last Legislature:

INSPECTORS OF STEAM VESSELS AND STEAM BOILERS.

John H. Williams, of Blue Earth county, inspector of steam vessels and steam boilers, for the Eleventh Senatorial district, for the term ending the first Monday in January, 1907.

A. T. Le Visconte, of McLeod county, inspector of steam vessels and steam boilers, for the Twenty-fourth Senatorial district, for the term ending the first Monday in January, 1907.

Henry Raitz, of Big Stone county, inspector of steam vessels and steam boilers, for the Fifty-sixth Senatorial district, for the term ending the first Monday in January, 1907, vice B. J. Goodwin.

M. J. Close, of Hennepin county, inspector of steam vessels and steam boilers, for the term ending the first Monday in January, 1907, vice Olof Glystrom.

VOTING MACHINE COMMISSIONER.

F. W. Cappelen, commissioner for the selection of voting machines for the State of Minnesota, for the term ending the first Monday in January, 1909.

STATE BOARD OF MEDICAL EXAMINERS.

Dr. Thos. Lowe, of Pipestone county, for the term ending the first Monday in January, 1908.

Dr. P. A. Hilbert, of Stearns county, for the term ending the first Monday in January, 1909, vice E. O. Giere.

Dr. F. C. Leonard, of St. Louis county, for the term ending the first Monday in January, 1909.

INSPECTOR OF APIARIES.

Wm. Russell, of Hennepin county, for the term ending the first Monday in January, 1907.

## HOTEL INSPECTOR. -

John A. Ryan, of Hennepin county, for the term ending the first Monday in January, 1907.

COMMISSIONER STATE PARK OF THE DALLES OF THE ST. CROIX.

Robert Greig, of Pine county, for the term ending the first Monday in January, 1907.

## STATE BOARD OF EQUALIZATION.

W. A. Hardenbergh, of Ramsey county, for the Second Judicial district, for the term ending the first Monday in January, 1907.

Titus Mareck, of Hennepin county, for the Fourth Judicial district, for the term ending the first Monday in January, 1907.

E. T. Champlin, of Blue Earth county, for the Sixth Judicial district, for the term ending the first Monday in January, 1907.

N. Nachbar, of Scott county, for the Eighth Judicial district, for the term ending the first Monday in January, 1907.

T. J. Meighen, of Fillmore county, for the Tenth Judicial district, for the term ending the first Monday in January, 1907.

R. T. Daly, of Renville county, for the Twelfth Judicial district, for the term ending the first Monday in January, 1907.

H. L. Shirley, of Wilkin county, for the Sixteenth Judicial district, for the term ending the first Monday in January, 1907.

Jayson Weatherhead, of Norman county, for the Fourteenth Judicial district, for the term ending the first Monday in January, 1907.

W. R. Hodges, of Brown county, for the Ninth Judicial district, for the term ending the first Monday in January, 1906, vice Hans Mo, resigned.

Frank McKnight, of Wright county, for the Eighteenth Judicial district, for the term ending the first Monday in January, 1907.

Lester B. Elwood, of Hennepin county, for the Fourth Judicial district, for the term ending the first Monday in January, 1907, vice Titus Mareck, resigned.

S. J. Mealey, of Wright county, for the Eighteenth Judicial district, for the term ending the first Monday in January, 1907, vice Frank McKnight, resigned.

Theodore Wayland, of Scott county, for the Eighth Judicial district, for the term ending the first Monday in January, 1907, vice M. Nachbar, deceased.

John Heiner, of Dakota county, for the First Judicial district, for the term ending the first Monday in January, 1908, vice F. J. Johnson.

Andrew French, of Wabasha county, of the Third Judicial district, for the term ending the first Monday in January, 1908, vice J. G. Lawrence.

Wm. Gausewitz, of Steele county, for the Fifth Judicial district, for the term ending the first Monday in January, 1908, vice L. G. Nelson.

C. E. Vasaly, of Morrison county, for the Seventh Judicial district, for the term ending the first Monday in January, 1908, vice C. M. Sprague.

W. R. Hodges, of Brown county, for the Ninth Judicial district, for the term ending the first Monday in January, 1908, to succeed himself.

Henry Nolte, of St. Louis county, for the Eleventh Judicial district, for the term ending the first Monday in January, 1908, vice J. E. Cooley.

Samuel B. Nelson, of Rock county, for the Thirteenth Judicial district, for the term ending the first Monday in January, 1908, vice A. H. Fowler.

Cornelius O'Brien, of Crow Wing county, for the Fifteenth Judicial district, for the term ending the first Monday in January, 1908, vice C. H. Draper.

#### STATE BOARD OF VETERINARY MEDICAL EXAMINERS.

A. Youngberg, of Becker county, for the term ending the first Monday in January, 1907.

J. W. Golden, of Redwood county, for the term ending the first Monday in January, 1907.

John Lambert, of Nicollet county, for the term ending the first Monday in January, 1907.

A. Lambrechts, of Yellow Medicine county, for the term ending the first Monday in January, 1907.

M. H. Reynolds, of Ramsey county, for the term ending the first Monday in January, 1907.

L. Hay, of Rice county, for the term ending the first Monday in January, 1907.

BOARD OF DIRECTORS OF THE STATE NORMAL SCHOOLS.

H. E. Hoard, of Chippewa county, for the term ending the first Monday in January, 1907, vice Howard Dykeman, resigned.

FIRE MARSHAL.

Edward Peterson, of Ramsey county, for the term ending the first Monday in January, 1907.

BOARD OF CONTROL OF STATE PUBLIC SCHOOLS.

Leonard Virtue, of Steele county, for the term ending the first Monday in January, 1911.

STATE BOARD OF ELECTRICIANS.

Joseph Macauley, of Ramsey county, for the term ending the first Monday in January, 1910.

STATE BOARD OF EXAMINERS OF BARBERS.

Gustav H. Becker, of Ramsey county, for the term ending the first Monday in January, 1908.

Wm. Hamblin, of Hennepin county, for the term ending the first Monday in January, 1908, vice Thos. E. Coleman.

STATE BOARD OF DENTAL EXAMINERS.

Dr. Forrest H. Orton, of Ramsey county, for the term ending the first Monday in January, 1908, to succeed himself.

Dr. J. A. Pemberthy, of Hennepin county, for the term ending the first Monday in January, 1909, vice Dr. F. E. Moody.

STATE LIVE STOCK SANITARY BOARD.

Chas. E. Cotton, of Hennepin county, for the term ending the first Monday in January, 1911, to succeed himself.

GOVERNING BOARD STATE ART SOCIETY.

Miss Ellen Wheelock, of Ramsey county, for the term ending the first Monday in January, 1910.

Grace McKinstry, of Rice county, for the term ending the first Monday in January, 1910.

Mrs. G. R. Metcalf, of Ramsey county, for the term ending the first Monday in January, 1910.

BOARD OF DIRECTORS OF THE MINNESOTA INSTITUTE FOR  
DEFECTIVES.

Benjamin G. Sheffield, of Rice county, for the term ending the first Monday in January, 1910.

STATE BOARD OF HEALTH AND VITAL STATISTICS.

Dr. Chas. W. More, of St. Louis county, for the term ending the first Monday in January, 1909, to succeed himself.

Dr. Andrew J. Gilkinson, of Douglas county, for the term ending the first Monday in January, 1909, vice Malcolm McKinnon.

Dr. W. A. Jones, of Hennepin county, for the term ending the first Monday in January, 1909, vice E. Sumpik.

BOARD OF DIRECTORS FOR THE MINNESOTA SCHOOLS FOR DEAF  
AND BLIND.

Dr. J. A. DuBois, of Stearns county, for the term ending the first Monday in January, 1911, vice Geo. P. Flannery.

ADVISORY COMMISSION SANITARIUM FOR CONSUMPTIVES.

Dr. Jas. L. Camp, of Crow Wing county, for the term ending the first Monday in January, 1911, to succeed himself.

STATE BOARD OF OSTEOPATHIC EXAMINERS AND REGISTRATION.

George L. Huntington, of Ramsey county, for the term ending the first Monday in January, 1909, to succeed himself.

STATE HIGHWAY COMMISSION.

John B. Galarneault, of Aitkin county, for the term ending the first Monday in January, 1908.

Gustav Scholle, of Ramsey county, for the term ending the first Monday in January, 1909.

Charles Halvorson, of Lac Qui Parle county, for the term ending the first Monday in January, 1907.

HORSESHOERS' BOARD OF EXAMINERS.

Thos. Mullaney, of Ramsey county, for the term ending the first Monday in January, 1911, vice Frank Reiner.

M. N. Douglas, of Hennepin county, for the term ending the first Monday in January, 1911, vice Thos. Riley.

STATE GAME AND FISH COMMISSION.

O. J. Johnson, of Pope county, for the term ending the first Monday in January, 1909, vice Wm. Bird.

John Grill, of Martin county, for the term ending the first Monday in January, 1910.

Carlos E. Avery, of McLeod county, for the term ending the first Monday in January, 1910.

STATE HIGH SCHOOL BOARD.

Wm. H. Sallmann, of Rice county, member state high school board.

MINNESOTA STATE FORESTRY BOARD.

W. B. Douglass, of Ramsey county, for the term ending the first Monday in January, 1907, vice O. M. Lord, deceased.

STATE BOARD OF MEDICAL EXAMINERS.

Dr. Wm. S. Fullerton, of Ramsey county, for the term ending the first Monday in January, 1909, vice Dr. C. J. Ringnell.

SURVEYOR GENERAL OF LOGS AND LUMBER.

Fred E. Wheaton, of Hennepin county, for the Fifth Lumber district, for the term ending the third Monday in April, 1907, vice F. G. Winston, resigned.

STATE BOARD OF DENTAL EXAMINERS.

Dr. F. S. James, of Winona county, for the term ending the first Monday in January, 1909, to succeed himself.

STATE BOARD OF ELECTRICIANS.

W. I. Gray, of Hennepin county, master electrician, for the term ending the first Monday in January, 1909, to succeed himself.

Chas. F. McBride, of Ramsey county, master electrician, for the term ending the first Monday in January, 1908, vice O. A. Classen.

Chas. H. Coar, of Hennepin county, for the term ending the first Monday in January, 1911.

## STATE CAPITOL COMMISSION.

John Ludwig, of Winona county, for the First Congressional district, vice H. W. Lamberton, deceased.

Henry M. Lamberton, of Winona county, for the First Congressional district, vice John Ludwig, deceased.

## COMMISSIONER OF THE ITASCA STATE PARK.

Roland C. Arnold, of Wadena county, for the term ending the first Monday in January, 1909, vice C. E. Bullard, resigned.

JOHN A. JOHNSON,  
Governor.

The nominations went over under the rules.

## ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled

S. F. No. 1.

Which report was agreed to.

Mr. Fosseen moved to adjourn to 11 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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SEVENTH DAY.

ST. PAUL, THURSDAY, January 17, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunderson,	McColl,	Stephens,
Alderman,	Cooke,	Gunn,	McGowan,	Sullivan,
Anderson,	Dale,	Hackney,	Moonan,	Sundberg,
Bedford,	Donaldson,	Hall,	Naeseth,	Swanson,
Briggs,	Dunn,	Hanson, A. L.,	Nelson,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Poehler,	Vail,
Campbell,	Du Toit,	Hardy,	Pugh,	Weis,
Canestorp,	Elwell,	Hinton,	Robinson,	White,
Canfield,	Farrington,	Johnson, C. A.,	Sageng,	Wilson,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Witherstine,
Cashman,	Fosseen,	Johnston,	Seward,	Works,
Clague,	Glotzbach,	Laybourn,	Smith,	Wright,

Quorum present.

Messrs. Peterson, Pauly and Putnam excused.

The President announced the following changes in committee appointments:

Mr. Nelson from the Committee on Drainage to the Committee on Roads and Bridges.

Mr. Stephens from the Committee on Roads and Bridges to the Committee on Drainage.

Mr. Hinton from the Committee on Rules made the following report:

*To the President of the Senate:*

Your Committee on Rules respectfully recommend, that all the joint rules, adopted by the Legislature of this State and in force during the Thirty-fourth session of the Legislature, be adopted as the joint rules of the House and Senate for the present session.

Which recommendation was adopted.

#### INTRODUCTION OF BILLS.

Mr. Elwell introduced—

S. F. No. 75, A bill for an act to authorize the State Board of Control to furnish material for Roads.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Alderman introduced—

S. F. No. 76, A bill for an act to amend section three thousand four hundred and fifty-three (3453), of the Revised Laws of one thousand nine hundred and five (1905), relating to homestead exemption.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hall introduced—

S. F. No. 77, A bill for an act to amend section one thousand six hundred and eighty-six (1686), of the Revised Laws one thousand nine hundred and five (1905), relating to Fidelity Companies, and providing the requirements for their authorization to do business within this state.

Which was read the first time and referred to the Committee on Insurance.

Mr. Fitzpatrick introduced—

S. F. No. 78, A bill for an act proposing an amendment of section one (1), of article four (4), of the constitution of the State of Minnesota relating to the legislature and to the initiation and adoption of legislation.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield introduced—

S. F. No. 79, A bill for an act to amend section two thousand eight hundred and seventy-three (2873), of chapter fifty-eight (58), of the Revised Statutes of Minnesota, one thousand nine hundred and five (1905), relating to the filing of incorporation certificates with the Secretary of State, so as to exempt local Building and Loan Associations from the payment of fees.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sundberg introduced—

S. F. No. 80, A bill for an act to require town clerks to report names and addresses of newly elected town officers.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Fosseen introduced—

S. F. No. 81, A bill for an act to amend section four thousand three hundred and thirty-nine (4339), of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to costs in actions for labor.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Seward introduced—

S. F. No. 82, A bill for an act to detach Pipestone County from the Thirteenth Judicial District, and attach the same to the Ninth Judicial District; and to create an additional Judge for the Ninth Judicial District; and to fix the dates for holding court in said County of Pipestone.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 83, A bill for an act to impose a license fee to be paid by wholesale and retail dealers in oleomargarine, butterine or imitations of butter.

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Durment introduced—

S. F. No. 84, A bill for an act to legalize certain Bonds heretofore issued by organized towns for the purpose of building roads and bridges and purchase of materials and apparatus therefor.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Clague introduced—

S. F. No. 85, A bill for an act for the establishment of a new Judicial District, to be known as the "Nineteenth (19) Judicial District" and to fix the dates for holding court therein.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Swanson introduced—

S. F. No. 86, A bill for an act authorizing the State Board of Control to establish a stone crushing plant to furnish material for building public roads.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Durment introduced—

S. F. No. 87, A bill for an act to amend section four thousand five hundred and one (4501), of the Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Thorpe introduced—

S. F. No. 88, A bill for an act to regulate persons, co-partnerships or corporations engaged in the banking business in this state, not incorporated or subject to examination by the Public Examiner, and containing certain prohibitions.

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Canfield offered—

A petition relating to an appropriation for a bridge over the Rock River where the same crosses the highway located across the north half of section thirty-three (33), Town of Osborne, County of Pipestone, Minnesota.

Which was referred to the Committee on Roads and Bridges.

Mr. Canfield offered—

A petition relating to an appropriation to assist in the construction of a steel bridge across Kanaranzi creek in the town of Kanaranzi, Rock County, Minnesota.

Which was referred to the Committee on Roads and Bridges.

Mr. Hardy moved that the Senate concur in House amendment to Senate File No. 33.

The question being taken on the repassage of the bill.

And the roll being called there were yeas 54 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hall,	Naeseth,	Stephens,
Alderman,	Dale,	Hanson, A. L.,	Nelson,	Sundberg,
Anderson,	Dunn,	Hardy,	Pauly,	Thorpe,
Bedford,	Durment,	Hinton,	Poehler,	Vail,
Briggs,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Calhoun,	Farrington,	Johnson, V. L.,	Putnam,	White,
Campbell,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Canestorp,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Canfield,	Glotzbach,	McColl,	Schaller,	Works,
Carpenter,	Gunn,	McGowan,	Seward,	Wright,
Cashman,	Hackney,	Moonan,	Smith,	

So the bill passed and its title was agreed to.

Mr. Schaller moved that the Senate do advise, consent to and confirm the nominations of his Excellency, the Governor, as printed in the Senate Journal of January 16th, with the exception of Chas. Montague, inspector of apiaries and Wm. Russell, inspector of apiaries, the names of whom were on motion of Mr. Fosseen excepted from the list.

Which motion prevailed.

Mr. Wilson from the Committee on Judiciary reports to the Senate the appointment of the following sub-committees of the Judiciary Committee of the Senate for the year 1907.

Geo. P. Wilson, Chairman.

E. A. Montgomery, Clerk.

Alfred Teisberg, Ass't Clerk.

#### COMMERCIAL LAW.

Durment, Schaller, Fitzpatrick, Gunderson.

#### CONSTITUTIONAL LAW.

Dunn, Schaller, Gunderson, Seward, Wilson.

#### CORPORATION LAW.

Peterson, Alderman, Gunderson, Fosseen.

#### COURTS AND JUDICIAL OFFICERS.

Farrington, Fosseen, Canfield, Robinson.

## CRIMINAL LAW.

Schaller, Collier, Sullivan, Canfield.

## CURATIVE ACTS.

Alderman, Dunn, Clague, Robinson.

## EVIDENCE.

Robinson, Seward, Moonan, Farrington.

## INSURANCE.

Fosseen, Smith, Durment, Canfield.

## MUNICIPAL CORPORATIONS.

Sullivan, Putnam, Smith, Collier.

## NEGLIGENCE.

Fitzpatrick, Smith, Robinson, Farrington.

## PLEADINGS AND PRACTICE.

Putnam, Dunn, Clague, Moonan.

## PROBATE LAW.

Collier, Putnam, Sullivan, Durment.

## PUBLIC OFFICERS OTHER THAN JUDICIAL.

Canfield, Collier, Fitzpatrick, Fosseen.

## RAILROADS.

Clague, Putnam, Schaller, Seward.

## REAL PROPERTY.

Gunderson, Peterson, Dunn, Fitzpatrick.

## REAPPORTIONMENT.

Moonan, Peterson, Clague, Alderman.

## SPECIAL LEGISLATION.

Seward, Peterson, Alderman, Farrington.

## TAX LAWS.

Smith, Sullivan, Durment, Moonan.

Which was adopted.

On motion of Mr. McColl the Senate adjourned till tomorrow at 11 o'clock.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

## EIGHTH DAY.

ST. PAUL, FRIDAY, January 18, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunn,	McColl,	Seward,
Alderman,	Cooke,	Hackney,	Moonan,	Smith,
Anderson,	Dale,	Hall,	Naeseth,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Nelson,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Pauly,	Thorpe,
Calhoun,	Du Toit,	Hardy,	Peterson,	Weis,
Campbell,	Elwell,	Hinton,	Poehler,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Pugh,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Fosseen,	Johnston,	Sageng,	Works,
Cashman,	Glotzbach,	Laybourn,	Schaller,	Wright,
Clague,				

Quorum present.

Messrs. McGowan, Gunderson, Donaldson, Putnam, Swanson, Stephens and Vail were excused.

Mr. Bedford offered—

A petition relating to appropriation to be applied on certain highways in the County of Nobles, Minnesota.

Which was referred to the Committee on Roads and Bridges.

Mr. Peterson offered the following resolution:

WHEREAS, There have been introduced in the Senate and House of Representatives resolutions asking for investigations as follows:

1. Asking for the investigation of the International Harvester Company and the International Harvester Company of America; of the alleged coal combine; of the Chamber of Commerce of

Minneapolis and the Board of Trade of Duluth, all being bodies claimed to be existing and operating in restraint of trade and in violation of the laws of the state regarding trusts and monopolies.

2. Certain other resolutions asking for the investigation of the state's rights in pine and mineral lands and lumber and building material.

3. Certain resolutions asking for the investigation of the best methods of taxation of ores and ore lands.

AND WHEREAS, Such work of investigation can be conveniently done by three separate committees, therefore

*Be It Resolved*, by the Senate, the House concurring, that the first group of resolutions and all resolutions that may hereafter be introduced asking for investigation of bodies operating in restraint of trade or in violation of the anti-trust laws of the state be referred to a joint committee consisting of six members of the Senate and nine members of the House of Representatives.

That the resolutions referred to in the second group above mentioned and all resolutions that may hereafter be introduced of a like nature be referred to a joint committee of four members of the Senate and five members of the House of Representatives, and that the third group of resolutions and all resolutions which may hereafter be introduced of a like nature be referred to a joint committee of four members of the Senate and five members of the House of Representatives.

*Resolved Further*, That the senators upon said several committees shall be appointed by the President of the Senate and House members thereof by the Speaker of the House, and that the President of the Senate and Speaker of the House are hereby requested to appoint upon said several committees, among other members thereof, the several senators and representatives who introduced said resolutions.

*Be It Further Resolved*, That the said committees be and they are hereby given the power to send for books and papers, subpoena witnesses, employ stenographers, administer oaths and take all steps necessary to carry into force and effect the provisions of said several resolutions.

*And Resolved Further*, That the sum of \$1500 or so much thereof

as may be necessary for that purpose be and the same is hereby appropriated out of any moneys in the treasury of the state not otherwise appropriated for the purpose of paying any necessary expenses incurred or created hereunder and not otherwise provided for, and that said expenditures be incurred and payment thereof made by order and direction of two members of each of said committees, namely, a senator and representative of each of said committees to be selected by the members of said committees respectively.

Mr. Laybourn gave notice of debate so the resolution went over under the rules.

Mr. Johnson, C. A., offered the following resolution:

*Resolved* by the Senate, the House concurring, that the Secretary of the Senate and the Chief Clerk of the House, upon the receipt by them of the expenses necessarily incurred by committees of the Senate and House in visiting State Institutions, verified by the Chairman of the respective committees, shall issue their certificates to such Chairman for the amounts paid out and expended by them to the State Auditor, and thereupon the State Auditor shall issue his warrant upon the State Treasurer.

Mr. Smith gave notice of debate so the resolution went over under the rules.

Mr. Seward offered the following resolution:

*Resolved*, That Andrew F. Anderson be and he hereby is appointed assistant cloak room keeper from and after the 22nd day of January, 1907, at a compensation of \$5.00 per day; and that C. S. Trask be and he hereby is appointed assistant door keeper from and after the 22nd day of January, 1907, at a compensation of \$5.00 per day.

Which was referred to the Committee on Legislative expenses.

#### INTRODUCTION OF BILLS.

Mr. Moonan introduced—

S: F. No. 89, A bill for an act to amend section four thousand three hundred and sixty-two (4362), of chapter eighty (80), of the Revised Laws of the year one thousand nine hundred and five (1905), relating to judgment notwithstanding the verdict.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moonan introduced—

S. F. No. 90, A bill for an act to amend section four thousand five hundred and three (4503), of the Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to actions for death by wrongful act.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moonan introduced—

S. F. No. 91, A bill for an act to amend section four thousand and ninety-five (4095), of chapter seventy-seven (77), of the Revised Laws of the State of Minnesota relating to the venue of civil actions.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 92, A bill for an act providing for Special Terms of the District Court.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 93, A bill for an act to create a State Board of Accountancy and to prescribe its powers and duties to provide for the examination of and issuance of certificates to qualified accountants and to provide a penalty for violation of this act.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Seward introduced—

S. F. No. 94, A bill for an act to provide for the establishment and maintenance of an additional branch school of agriculture and to appropriate money therefor.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Witherstine introduced—

S. F. No. 95, A bill for an act to amend section two hundred and fifty-three (253), of the Revised Laws one thousand nine hundred and five (1905), State of Minnesota, relating to the location of polling places for elections.

Which was read the first time and referred to the Committee on Elections.

Mr. Sundberg introduced—

S. F. No. 96, A bill for an act providing for the care and management of Itasca State Park by the State Forestry Board, and permitting the maintenance therein of demonstration work in forestry under the direction of the Board of Regents of the State University and appropriating money therefor.

Which was read the first time and referred to the Committee on Forestry and Fire protection.

Mr. Wright introduced—

S. F. No. 97, A bill for an act to amend section one thousand thirty-five (1035), Revised Laws one thousand nine hundred and five (1905), relating to gross earnings tax upon telephone companies.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled.

S. F. Nos. 33, 25 and 26.

Which report was agreed to.

#### REPORT OF STANDING COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred

S. F. No. 59, A bill for an act to appropriate money to pay the deficiencies in state aid to high schools, graded schools, semi-graded schools and rural schools, for the fiscal years ending July 31st, 1905, and July 31st, 1906.

Reports the same back with the recommendation that it do pass.

Adopted.

The bill was thereupon referred to the Finance Committee.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT: I have to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 45, A joint resolution asking the Congress of the United States to appropriate a sufficient sum of money to construct a canal in the County of Aitkin, State of Minnesota, at the point hereinafter designated, for the purpose of relieving a large body of land located in said county, from periodical overflow.

Mr. Seward moved that the Senate adjourn until Tuesday morning at 10:30 o'clock.

Mr. Canestorp moved to amend by making the hour of adjournment next Monday at 11 o'clock.

The question being taken on the adoption of the amendment.

And the roll being called there were yeas 12 and nays 39, as follows :

Those who voted in the affirmative were:

Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Canfield,	Hanson, A. L.,	Peterson,	Sundberg,	Works,
Dale,	Hanson, H. E.,			

Those who voted in the negative were:

Ahmann,	Cashman,	Hackney,	Naeseth,	Smith,
Alderman,	Coller,	Hall,	Nelson,	Sullivan,
Anderson,	Cooke,	Hinton,	Pauly,	Swanson,
Bedford,	Durment,	Johnson, C. A.,	Poehler,	Thorpe,
Briggs,	Du Toit,	Johnston,	Pugh,	Weis,
Calhoun,	Farrington,	Laybourn	Robinson,	White,
Campbell,	Fosseen,	McColl,	Schaller,	Wilson,
Carpenter,	Gunn,	Moonan,	Seward,	

So the amendment was lost.

The question then recurred upon the original motion.

Which was adopted.

And the Senate adjourned until Tuesday forenoon at 10:30 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the State.

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## NINTH DAY.

ST. PAUL, TUESDAY, January 22, 1907.

The Senate met at 10:30 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Gunn,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotsbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Coller,				

Messrs. Hackney and Vail were excused.

Mr. Canfield offered—

A petition relating to an appropriation for a steel bridge across Rock River in the town of Laverne, Rock County, Minnesota.

Which was referred to the Committee on Roads and Bridges.

Mr. Hanson, A. L., offered—

A petition relating to an appropriation for a steel bridge over Clearwater River in Clearwater County.

Which was referred to the Committee on Roads and Bridges.

Mr. Hansen, A. L., offered—

A petition relating to an appropriation for a bridge in Clearwater County in the township of Minerva over Rice River.

Which was referred to the Committee on Roads and Bridges.

Mr. Durment offered the following resolution:

*Resolved*, That Walter McCoy be and he is hereby appointed assistant sergeant of committee rooms and keeper of retiring room from and after the 22d day of January, 1907, at a compensation of \$5.00 per day.

Which was referred to the Committee on Legislative Expenses.

Mr. Bedford offered the following resolution:

*Resolved*, That Clayton D. Bedford be and he hereby is appointed assistant cloak room keeper from and after the 22d day of January, 1907, at a compensation of \$5.00 per day.

Which was referred to the Committee on Legislative Expenses.

Mr. Bedford offered the following resolution:

WHEREAS, Certain Senators have not the necessary legal qualifications to draw their bills, and whereas no attorney has been appointed by the state to do such work,

*Be It Resolved*, That such Senators be and hereby are authorized to employ a competent attorney to draft their bills, and that the sum of five hundred dollars (\$500.00) or as much thereof as may be needed, is hereby appropriated out of any moneys for legislative expense.

All claims for such expense shall be referred to the Committee on Legislative Expense and the compensation for the drafting of such bills shall not in any case exceed the sum of five dollars (\$5.00).

Which was referred to the Committee on Legislative Expenses.

Mr. Johnson, C. A., called up the following resolution, introduced by him on Friday:

*Resolved* by the Senate, the House concurring, that the Secretary of the Senate and the Chief Clerk of the House, upon the receipt by them of the expenses necessarily incurred by committees of the Senate and House in visiting State Institutions, verified by the Chairman of the respective committees, shall issue their certificates to such Chairman for the amounts paid out and expended by them to the State Auditor, and thereupon the State Auditor shall issue his warrant upon the State Treasurer.

And moved its adoption.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 48 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hall,	Nelson,	Sullivan,
Alderman,	Cooke,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Donaldson,	Hanson, H. E.,	Poehler,	Swanson,
Bedford,	Durment,	Hardy,	Pugh,	Thorpe,
Briggs,	Du Toit,	Johnson, C. A.,	Putnam,	Weis,
Calhoun,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Campbell,	Fitzpatrick,	Laybourn,	Sageng,	Witherstine,
Canestorp,	Fosseem,	McColl,	Seward,	Works,
Canfield,	Gunderson,	McGowan,	Smith,	Wright,
Carpenter,	Gunn,	Moonan,		

So the resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Canestorp introduced—

S. F. No. 98, A bill for an act to amend section three thousand six hundred and forty-eight (3648), chapter seventy-four (74), Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to descent of property.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canestorp introduced—

S. F. No. 99, A bill for an act to authorize Boards of County Commissioners to purchase ditching machines for highway purposes and control the use thereof.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Wilson introduced—

S. F. No. 100, A bill for an act to establish a state industrial school for girls; to provide for the maintenance, management and government of the same, and to provide for the commitment of persons thereto, and to appropriate money therefor, and for other purposes.

Which was read the first time and referred to the Committee on State Training Schools.

Mr. Robinson introduced—

S. F. No. 101, A bill for an act for method of computing salary and clerk hire of judges of probate.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Durment introduced—

S. F. No. 102, A bill for an act fixing the salaries of county treasurers in counties having or which hereafter may have a population of 150,000 inhabitants or over, and not more than 250,000 inhabitants, and providing help and compensation therefor in county treasurer's offices in such counties.

Which was read the first time and referred to the Delegation of Hennepin, Ramsey and St. Louis.

Mr. Swanson introduced—

S. F. No. 103, A bill for an act for the protection against the spread of rabies by dogs.

Which was read the first time and referred to the Committee on Public Health and Pure Foods.

Mr. Robinson introduced—

S. F. No. 104, A bill for an act to amend section three thousand six hundred and thirty-seven (3637) of Revised Laws one thousand nine hundred and five (1905), relating to salary and clerk hire of probate judges in counties having a population of over 45,000 and less than 100,000.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Sundberg introduced—

S. F. No. 105, A bill for an act proposing an amendment to article nine (9) of the Constitution of the State of Minnesota, authorizing the state auditor to levy an acreage tax on lands insured against loss by hail, at the option of the owners of said land for the purpose of creating an insurance fund against damage to crops by hail storms and to provide for the manner of handling and distributing said fund.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 106, A bill for an act to amend chapter three hundred and twenty-eight (328) of the Laws of one thousand nine hundred and five (1905), being an act entitled An act providing for liens on personal property in certain cases and for the enforcement thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dunn introduced—

S. F. No. 107, A bill for an act proposing an amendment to section one (1) of article nine (9) of the Constitution of the State of Minnesota, relating to taxation.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Hanson, H. E., introduced—

S. F. No. 108, A bill for an act authorizing counties to pay over to town, village or city treasurers certain sums of money from the county poor fund upon change from the county system to the town system of caring for the poor.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Bedford (by request) introduced—

S. F. No. 109, A bill for an act to amend section two thousand eight hundred and thirteen (2813) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the licensing of auctioneers.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Putnam introduced—

S. F. No. 110, A bill for an act to require an annual apportionment and account of surplus life insurance companies as to policies heretofore issued.

Which was read the first time and referred to the Committee on Insurance.

Mr. Clague introduced—

S. F. No. 111, A bill for an act in relation to mortgages of real property and the taxation thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Works introduced—

S. F. No. 112, A bill for an act regulating the rank and priority of liens for general taxes and assessments for local improvements in cities of more than 10,000 inhabitants.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Stephens introduced—

S. F. No. 113, A bill for an act to establish agricultural high schools and branch experiment stations and to appropriate money to equip and maintain them.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Stephens introduced—

S. F. No. 114, A bill for an act to amend section three hundred and ninety-one (391) of the Revised Laws, one thousand nine hundred and five (1905)

Which was read the first time and referred to the Committee on Judiciary.

Mr. Stevens introduced—

S. F. No. 115, A bill for an act giving authority to corporate authorities or judges of the district court in certain cases, and providing for the manner in which they shall dispose of and convey title to lands acquired under the act of Congress passed May 23d, A. D. 1854, entitled An act for the relief of the citizens of towns upon the lands of the United States under certain circumstances, and acts amendatory thereof.

Which was read the first time and referred to the Committee on Judiciary.

#### REPORT OF STANDING COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 13, A bill for an act to amend section one thousand three hundred and twenty-three (1323) of chapter fourteen (14), Revised Laws Minnesota, one thousand nine hundred and five (1905).

Reports the same back with the recommendation that the bill be amended as follows:

1st—Amend the title of the bill by adding at the end thereof the words, "Authorizing Boards of Education of independent school districts to designate depositaries for funds of such districts."

2nd—Amend by adding at the end of the bill a section as follows:

"SEC. 2. This act shall take effect and be in force from and after its passage."

And when so amended that said bill do pass.

The amendments were adopted.

The report of the Committee was then adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 52, being A bill for an act to prevent the use of language intended or naturally tending to provoke an assault or any breach of the peace, reports the same back with the recommendation that section one (1) of said bill be amended by striking out of lines five, six and seven thereof the words "punished by imprisonment in the county jail not more than three months, or by fine not exceeding one hundred dollars," and inserting in lieu thereof the words "guilty of a misdemeanor," and that when so amended the bill be passed.

Mr. Wilson moved the adoption of the amendment.

The amendment was adopted.

The report of the committee was then adopted.

#### MESSAGES FROM THE GOVERNOR.

The following messages were received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, January 22, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to submit to your consideration a correction of the list of names submitted to the Senate, dated January 16, 1907, in reference to membership on the board of trustees of the state soldiers' home. Through a clerical error the name of Charles C. Whitney of Lyon County was submitted for that of George A. Whitney of Wadena County for membership on the board of trustees of the state soldiers' home.

I hereby nominate George A. Whitney of Wadena County as member of the board of trustees of the state soldiers' home to succeed himself. Kindly have this correction made, as Charles C. Whitney is already a member of the said board.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, January 18, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state

S. F. No. 25, An Act to amend section 5515 Revised Laws 1905, State of Minnesota, relating to the qualifications of legal and official publications and newspapers.

S. F. No. 26, An act to legalize certain newspaper publications.

S. F. No. 33, relating to the selection of jurors in counties having a population of over 100,000.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, January 22, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to submit for the consideration of the Senate the following nominations:

MEMBER STATE BOARD OF CONTROL.

P. M. Ringdal, Pope County, member State Board of Control, vice O. B. Gould, deceased, for the unexpired term ending the first Monday in April, 1907.

MEMBER STATE BOARD OF OSTEOPATHY:

Dr. Frank D. Parker, Ramsey County, member State Board of Osteopathy, for the term ending the first Monday in January, 1912.

MEMBER STATE BOARD OF VETERINARY EXAMINERS:

Dr. C. A. Mack, Washington County, member State Board of Veterinary Examiners, for the terms ending the first Monday in January, 1909.

## MEMBER STATE NORMAL SCHOOL BOARD:

C. A. Nye, Clay County, member State Normal Board, for the term ending the first Monday in January, 1911.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

Mr. Stephens moved that the rules be suspended and that the question of the confirmation of P. M. Ringdal be considered at this time.

Which motion prevailed.

Mr. Stephens moved that the Senate do now advise, consent to and confirm the nomination of P. M. Ringdal as member of the State Board of Control made by his excellency Governor John A. Johnson.

Which motion prevailed.

Mr. Gunderson moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunderson,	McGowan,	Smith,
Alderman,	Cooke,	Gunn,	Moonan,	Stephens,
Anderson,	Dale,	Hall,	Naeseth,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Briggs,	Dunn,	Hanson, H. E.,	Pauly,	Swanson,
Calhoun,	Durment,	Hardy,	Poehler,	Thorpe,
Campbell,	Du Toit,	Hinton,	Pugh,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	White,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Schaller,	Works,
Clague,	Glotzbach,	McColl,	Seward,	Wright,

Messrs. Hackney, Peterson and Vail were excused.

On motion further proceedings under the call were dispensed with.

## ELECTION OF UNITED STATES SENATOR.

This being the day designated by law to take up the matter of electing a United States Senator to succeed the Hon. Knute Nelson as United States Senator. On motion of Mr. Smith the Senate proceeded to take up that order of business.

Mr. Gunderson placed in nomination for United States Senator Hon. Knute Nelson to succeed himself.

Mr. Fitzpatrick placed in nomination for United States Senator Hon. Albert Schaller.

Mr. Sageng placed in nomination for United States Senator Governor John A. Johnson.

Messrs. Calhoun and Sullivan seconded the nomination of Mr. Nelson.

Mr. Coller seconded the nomination of Mr. Schaller.

The Senate then proceeded to the election.

And the roll being called those who voted for Knute Nelson were:

Alderman,	Clague,	Gunderson,	Laybourn,	Stephens,
Anderson,	Cooke,	Gunn,	Naeseth,	Sullivan,
Bedford,	Dale,	Hall,	Nelson,	Sundberg,
Briggs,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Calhoun,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	Wilson,
Canfield,	Fosseen,	Johnson, V. L.,	Seward,	Witherstone,
Carpenter,	Glotsbach,	Johnston,	Smith,	Wright,

Those who voted for Mr. Schaller were:

Ahmann,	Donaldson,	Hardy,	Moontan,	Weis,
Cashman,	Du Toit,	McColl,	Poehler,	Works,
Coller,	Fitzpatrick,	McGowan,	Robinson,	

Mr. Sageng voted for Gov. John A. Johnson.

Mr. Schaller voted for Frank A. Day.

On motion of Mr. Durment it was directed that the journal show that Mr. Hackney confined at his home with illness, would have voted for Knute Nelson had he been able to be present.

On motion of Mr. Calhoun the Senate adjourned to 11 o'clock tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TENTH DAY.

ST. PAUL, WEDNESDAY, January 23, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Coller,	Gunderson,	Moonan,	Stephens,
Alderman,	Cooke,	Gunn,	Naeseth,	Sullivan,
Anderson,	Dale,	Hall,	Nelson,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Pauly,	Swanson,
Briggs,	Dunn,	Hanson, H. E.,	Peterson,	Thorpe,
Calhoun,	Durment,	Hardy,	Pugh,	Vail,
Campbell,	Du Toit,	Hinton,	Putnam,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Robinson,	White,
Canfield,	Farrington,	Johnson, V. L.,	Sageng,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Schaller,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Seward,	Works,
Clague,	Glotzbach,	McColl,	Smith,	Wright,

Quorum present.

Messrs. Hackney, McGowan and Poehler were excused.

## MOTIONS AND RESOLUTIONS.

Mr. Nelson offered the following resolution :

WHEREAS, Among the many trusts and monopolies which menace the welfare of our country, and especially the great Northwest, the lumber trust is the most exacting, grinding and oppressive, levying tribute upon all classes of people, retarding and hindering the upbuilding of homes, alike in city, town and country.

*Therefore, Be It Resolved* by the Senate of the State of Minnesota, the House of Representatives concurring, that we respectfully petition the Congress of the United States to forthwith abolish the tariff on lumber.

*Resolved, Further*, that the Secretary of the Senate be instructed to transmit copies of this resolution to our Senators and Representatives in Congress.

Mr. Nelson moved the adoption of the resolution, which motion prevailed.

Mr. Peterson called up the following resolution heretofore offered, viz.:

WHEREAS, There have been introduced in the Senate and House of Representatives resolutions asking for investigations as follows:

1. Asking for the investigation of the International Harvester Company and the International Harvester Company of America; of the alleged coal combine; of the Chamber of Commerce of Minneapolis and the Board of Trade of Duluth, all being bodies claimed to be existing and operating in restraint of trade and in violation of the laws of the state regarding trusts and monopolies.

2. Certain other resolutions asking for the investigation of the state's rights in pine and mineral lands and lumber and building material.

3. Certain resolutions asking for the investigation of the best methods of taxation of ores and ore lands.

AND WHEREAS, Such work of investigation can be conveniently done by three separate committees, therefore

*Be It Resolved*, by the Senate, the House concurring, that the first group of resolutions and all resolutions that may hereafter be introduced asking for investigation of bodies operating in restraint of trade or in violation of the anti-trust laws of the state be referred to a joint committee consisting of six members of the Senate and nine members of the House of Representatives.

That the resolutions referred to in the second group above mentioned and all resolutions that may hereafter be introduced of a like nature be referred to a joint committee of four members of the Senate and five members of the House of Representatives, and that the third group of resolutions and all resolutions which may hereafter be introduced of a like nature be referred to a joint committee of four members of the Senate and five members of the House of Representatives.

*Resolved Further*, That the senators upon said several committees shall be appointed by the President of the Senate and House members thereof by the Speaker of the House, and that the President of the Senate and Speaker of the House are hereby requested to appoint upon said several committees, among other members thereof, the several senators and representatives who introduced said resolutions.

*Be It Further Resolved*, That the said committees be and they are hereby given the power to send for books and papers, subpoena witnesses, employ stenographers, administer oaths and take all steps necessary to carry into force and effect the provisions of said several resolutions.

*And Resolved Further*, That the sum of \$1500 or so much thereof as may be necessary for that purpose be and the same is hereby appropriated out of any moneys in the treasury of the state not otherwise appropriated for the purpose of paying any necessary expenses incurred or created hereunder and not otherwise provided for, and that said expenditures be incurred and payment thereof made by order and direction of two members of each of said committees, namely, a senator and representative of each of said committees to be selected by the members of said committees respectively.

Mr. Peterson moved that the foregoing resolution be amended so as to read as follows:

WHEREAS, There have been introduced in the Senate and House of Representatives resolutions asking for investigations, as follows:

1. Asking for an investigation of the International Harvester Company and the International Harvester Company of America; of the alleged coal combine; of the Chamber of Commerce of Minneapolis and the Board of Trade of Duluth, and of the alleged lumber and building material combine, all being bodies claimed to be existing and operating in restraint of trade and in violation of the laws of the state regarding trusts and monopolies.
2. Certain other resolutions asking for the investigation of the states' rights in pine and mineral lands.
3. Certain resolutions asking for an investigation of the best methods of taxing ores and ore lands, and

WHEREAS, Such work of investigation can be conveniently done by three separate committees; therefore,

*Be It Resolved*, by the Senate, the House concurring, that the first group of resolutions be referred to a joint committee consisting of six members of the Senate and nine members of the House of Representatives:

That the resolutions referred to in the second group be referred to a joint committee consisting of four members of the Senate and five members of the House of Representatives;

And that the third group of resolutions be referred to a joint committee of four members of the Senate and five members of the House of Representatives.

*Be It Further Resolved*, That said joint committees be and they hereby are given the power to send for books and papers, subpoena witnesses, employ stenographers, administer oaths, and take all steps necessary to carry into force and effect the provisions of said several resolutions, and

*Be It Further Resolved*, That the sum of \$1,500 or so much thereof as may be necessary for that purpose be and the same is hereby appropriated out of any moneys in the treasury of the state not otherwise appropriated, for the purpose of paying any necessary expenses incurred or created hereunder, and that payment thereof be made by order and direction of two members of each of said committees, namely a Senator and Representative of each of said committees, to be selected by the members of said committees respectively.

Which motion prevailed, and the amendments were adopted.

The question being taken on the adoption of the resolution as amended,

And the roll being called there were yeas 57 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunderson,	Naeseth,	Stephens,
Alderman,	Cooke,	Gunn,	Nelson,	Sullivan,
Anderson,	Dale,	Hall,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Peterson,	Swanson,
Briggs,	Dunn,	Hanson, H. E.,	Poehler,	Thorpe,
Calhoun,	Durment,	Hardy,	Pugh,	Vail,
Campbell,	Du Toit,	Hinton,	Putnam,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Robinson,	White,
Canfield,	Farrington,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Seward,	Works,
Cashman,	Fosseen,	Moonan,	Smith,	Wright,
Clague,	Glotsbach,			

So the resolution was adopted.

The president thereupon announced the appointment of the following committee on the part of the Senate: Messrs. Peterson, Thorpe, Hanson, A. L., Calhoun, Seward, Pugh, Hanson, H. E., Clague, Nelson, Moonan, Cooke, Laybourn, Johnson, V. L., Smith.

The president announced the transfer of S. F. 107 from the Committee on Taxes and Tax Laws to the Committee on Judiciary.

Mr. Wilson offered the following resolution:

WHEREAS, One of the most unjustifiable provisions of our present tariff is that which imposes a duty of twenty-five cents (25c) a bushel upon wheat coming into this country from Canada;

*Therefore, Be It Resolved* by the Senate of the State of Minnesota, the House of Representatives concurring, that we respectfully petition the Congressmen of the United States to forthwith abolish said tariff;

*Resolved, Further,* That the secretary of the Senate be instructed to transmit copies of this resolution to our Senators and Representatives in Congress.

Mr. Putnam gave notice of debate so the resolution went over under the rules.

#### INTRODUCTION OF BILLS.

Mr. Hinton introduced—

S. F. No. 116, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter," and purporting to have been issued or voted pursuant to the provisions of said charter.

Which was read the first time.

Mr. Hinton moved that the rules be suspended and that

S. F. No. 116, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter" and purporting to have been issued or voted pursuant to the provisions of said charter,

Be read the second time and placed upon general orders.

Which motion prevailed.

S. F. No. 116

Was read the second time.

Mr. Hinton introduced—

S. F. No. 117, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter," and purporting to have been issued or voted pursuant to the provisions of said charter and the statutes of the State of Minnesota and for purposes permitted by the statutes.

Which was read the first time.

Mr. Hinton moved that the rules be suspended and that

S. F. No. 117, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter," and purporting to have been issued or voted pursuant to the provisions of said charter and the Statutes of Minnesota and for purposes permitted by the statutes.

Be read the second time and put upon general orders.

Which motion prevailed.

S. F. No. 117,

Was read the second time.

Mr. Fosseen introduced—

S. F. No. 118, A bill for an act regulating life insurance companies and prohibiting the diversion of funds for political purposes.

Which was read the first time and referred to the Committee Elections.

Mr. Works introduced—

S. F. No. 119, A bill for an act amending section four thousand four hundred and eight (4408) of Revised Laws of one thousand nine hundred and five (1905) of the State of Minnesota.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Witherstine introduced—

S. F. No. 120, A bill for an act to provide for state registration of nurses and the licensing of persons as registered nurses.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Johnson, C. A., introduced—

S. F. No. 121, A bill for an act to amend section thirty-eight (38), chapter three hundred and forty-four (344) of the Revised Laws of Minnesota one thousand nine hundred and five (1905), relating to the preservation, propagation, protection, taking, use and transportation of game and fish, and certain harmless birds and animals.

Which was read the first time and referred to the Committee on Game and Fish Laws.

Mr. DuToit introduced—

S. F. No. 122, A bill for a county board of five members in all counties of the state wherever by special laws such board now consists of but four members, and to repeal certain special laws and all other laws inconsistent herewith.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Briggs introduced—

S. F. No. 123, A bill for an act to confirm, legalize and validate bonds heretofore issued by organized townships in certain cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Putnam introduced—

S. F. No. 124, A bill for an act to promote the safety of employees of common carriers and railway companies by compelling them to equip the freight cars with automatic couplers and suitable grab irons or hand holds.

Which was read the first time and referred to the Committee on Railroads.

Mr. Gunn introduced—

S. F. No. 125, A bill for an act to regulate the composition and proceedings of boards of county commissioners of counties from which territory has been detached by change of boundaries.

Mr. Gunn moved

That the rules be suspended and that

S. F. No. 125, A bill for an act to regulate the composition and proceedings of boards of county commissioners of counties from which territory has been detached by change of boundaries.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 125

Was read the second time.

S. F. No. 125, A bill for an act to regulate the composition and proceedings of boards of county commissioners of counties from which territory has been detached by change of boundaries.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 50 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotzbach,	Laybourn,	Seward,
Alderman,	Cooke,	Gunderson,	McColl,	Smith,
Anderson,	Dale,	Gunn,	Naeseth,	Stephens,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Briggs,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Campbell,	Durment,	Hardy,	Poehler,	Swanson,
Canestorp,	Du Toit,	Hinton,	Pugh,	Weis,
Canfield,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Carpenter,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Cashman,	Fitzpatrick,	Johnston,	Sageng,	Wright,

So the bill passed and its title was agreed to.

Mr. Thorpe introduced—

S. F. No. 126, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehouseman shall keep open for business.

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Thorpe introduced—

S. F. No. 127, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed.

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Thorpe introduced—

S. F. No. 128, A bill for an act entitled An act to create a Board of Immigration and for the support of such board.

Which was read the first time and referred to the Committee on Immigration.

Mr. Hanson, H. E., introduced—

S. F. No. 129, A bill for an act to amend section five hundred and seventy-four (574), Revised Laws one thousand nine hundred and five (1905), relative to an act for a contingent fund and expenses, to read as follows:

Which was read the first time and referred to the Committee on General Legislation.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, January 22, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to submit for the consideration of the Senate, the following nominations:

#### MEMBER OF THE STATE FORESTRY BOARD.

S. M. Owen, of Hennepin County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

M. M. Williams, of Morrison County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

Frederick Weyerhaeuser, of Ramsey County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

W. H. Tomlinson, of LeSueur County, member of the State Forestry Board, for the term ending the first Monday in January, 1911.

A. C. Wedge, of Freeborn County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

John Lind, of Hennepin County, member of the State Forestry Board, for the term ending the first Monday in January, 1911.

Thomas J. Davis, of St. Louis County, member of the State Forestry Board, for the term ending the first Monday in January, 1911.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

#### REPORTS OF STANDING COMMITTEES.

Mr. Carpenter, from the Committee on Legislative Expenses, to which was referred the following resolution, by Senator Seward:

*"Resolved*, that in view of the fact that a new Committee on General Legislation has been created by the rules of the Senate, and that a clerk is necessary for that committee; therefore, Be It Resolved, That Selby E. Peterson be appointed such clerk at a compensation of \$5.00 per day," reports the same back with the recommendation that it be indefinitely postponed and that the following resolution as a substitute therefore, be adopted: *"Resolved*, that Selby E. Peterson be appointed assistant doorkeeper at a compensation of \$5.00 per day."

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 31 and nays 21, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hanson, H. E.,	Pauly,	Sullivan,
Bedford,	Durment,	Hardy,	Pugh,	Swanson,
Briggs,	Du Toit,	Hinton,	Putnam,	White,
Campbell,	Elwell,	Johnson, C. A.,	Seward,	Wilson,
Canfield,	Gunn,	Johnson, V. L.,	Smith,	Witherstine,
Carpenter,	Hall,	Johnston,	Stephens,	Wright,
Clague,				

Those who voted in the negative were:

Ahmann,	Dale,	Glotzbach,	Naeseth,	Sundberg,
Anderson,	Donaldson,	Gunderson,	Nelson,	Thorpe,
Canestorp,	Fitzpatrick,	Hanson, A. L.,	Robinson,	Weis,
Cashman,	Fosseen,	McColl,	Sageng,	Works,
Cooke,				

So the resolution was not adopted.

Mr. Carpenter, from the Committee on Legislative Expenses, to which was referred the resolution by Mr. Hall, "Resolved, That in view of the fact that a new committee of General Legislation has been created by the rules of the Senate, and that a clerk is necessary for that committee, and, therefore, that Harlan P. Hall be appointed such clerk at a compensation of \$5.00 per day," reports the same back with the recommendation that it be adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 40 and nays 6, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Fitzpatrick,	Johnson, V. L.,	Robinson,
Alderman,	Cooke,	Glotzbach,	Johnston,	Seward,
Anderson,	Dale,	Gunderson,	Laybourn,	Smith,
Bedford,	Donaldson,	Gunn,	McColl,	Stephens,
Briggs,	Dunn,	Hall,	Pauly,	Sullivan,
Campbell,	Durment,	Hanson, A. L.,	Poehler,	Vail,
Carpenter,	Du Toit,	Hardy,	Pugh,	Weis,
Cashman,	Elwell,	Hinton,	Putnam,	Wilson,

Those who voted in the negative were:

Canestorp,	Hanson, H. E.,	Naeseth,	Sageng,	Witherstine,
Canfield,				

So the resolution was adopted.

Mr. Carpenter, from the Committee on Legislative Expenses, to which was referred the following resolution, introduced by Mr. Seward, "Resolved, That Andrew F. Anderson be and he hereby is appointed assistant cloakroom keeper from and after the 22d day of January, 1907, at a compensation of \$5.00 per day; and that

C. S. Trask be and he hereby is appointed assistant doorkeeper from and after the 22d day of January, 1907, at a compensation of \$5.00 per day," reports the same back with the recommendation that it be indefinitely postponed.

The report of the committee was adopted.

\* FIRST READING OF HOUSE BILLS.

H. F. No. 45, Joint memorial asking the Congress of the United States to appropriate a sufficient sum of money to construct a canal in the County of Aitkin, State of Minnesota, at the point hereinafter designated, for the purpose of relieving a large body of land located in said county from periodical overflow.

Mr. Gunn moved—

That the rules be suspended and that

H. F. No. 45, A bill for an act—Joint Memorial asking the Congress of the United States to appropriate a sufficient sum of money to construct a canal in the county of Aitkin, State of Minnesota, at the point hereinafter designated, for the purpose of receiving a large body of land located in said county from periodical overflow

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 45.

Was read the second time.

H. F. No. 45, A bill for an act—Joint Memorial asking the Congress of the United States to appropriate a sufficient sum of money to construct a canal in the County of Aitkin, State of Minnesota, at the point hereinafter designated, for the purpose of receiving a large body of land located in said county from periodical overflow.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 50, and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotzbach,	McColl,	Smith,
Alderman,	Cooke,	Gunderson,	Nelson,	Sullivan.
Anderson,	Dale,	Gunn,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hall,	Peterson,	Swanson,
Briggs,	Dunn,	Hanson, A. L.,	Poehler,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	White,
Canestorp,	Du Toit,	Hardy,	Putnam,	Wilson,
Canfield,	Elwell,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Farrington,	Johnston,	Sageng,	Works,
Cashman,	Fosseen,	Laybourn,	Seward,	Wright,

So the bill passed and its title was agreed to.

#### SECOND READING OF SENATE BILLS.

Being under consideration.

S. F. No. 52, 13.

Were read the second time.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House:

Mr. President: I have to announce that the House is now awaiting the presence of the Senate in Joint Session for the purpose of ratifying the election of a United States Senator from the State of Minnesota for the full term of six years, commencing March 4th, 1907.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Dunn moved that the Senate join the House in Joint Session for the purpose of ratifying the election of a United States Senator from the State of Minnesota for the full term of six years, commencing March 4th, 1907.

Which motion prevailed and the Senate proceeded to the Hall of Representatives.

Upon reassembling, on motion of Mr. Laybourn the Senate adjourned to 11 o'clock to-morrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## ELEVENTH DAY.

ST. PAUL, THURSDAY, January 24, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Canfield,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Carpenter,	Glottbach,	McColl,	Schaller,	Works,
Cashman,	Gunderson,	McGowan,	Seward,	Wright,
Clague,	Gunn,	Moonan,	Smith,	

Quorum present.

Messrs. Hackney, Collier, Dale and Vail excused.

## PETITIONS AND COMMUNICATIONS.

WASHINGTON, D. C., January 23-24, 1907.

Lieut. Gov. Eberhart (or Speaker Johnson), St. Paul, Minn.:

I feel under deep obligations to the legislature for returning me to the senate for another term. It will be my ambition to prove worthy of the confidence thus reposed in me and to render faithful and efficient work in the public service.

KNUTE NELSON.

Mr. Fitzpatrick offered—

A petition relating to the initiative and referendum.

Which was referred to the Committee on Judiciary.

Mr. Laybourn (by request) offered—

A petition relating to the initiative and referendum.

Which was referred to the Committee on Judiciary.

## MOTIONS AND RESOLUTIONS.

Mr. Fosseen moved that S. F. No. 118 be recalled from the Committee on Elections and referred to Committee on Insurance.

Which motion prevailed.

Mr. Robinson moved that the vote by which the recommendation of the Legislative Expense Committee for the employment of Selby E. Peterson as assistant doorkeeper was defeated, be reconsidered.

Which motion prevailed.

Mr. Hall offered the following resolution:

WHEREAS, The manufacturing interests of the country have been protected to the end that those engaged in lumbering and like callings in this state have grown wealthy, way out of proportion to those owning or occupying farms or raising stock, and

WHEREAS, The State of Minnesota is largely an agricultural state, looking to the success of the farmer for its general prosperity;

*Be It Resolved*, That our Senators and Representatives in Congress be requested to continue all tariff now in force on the prod-

ucts of the farm, including wheat, and that we heartily commend the action thus far taken by our delegation in Congress regarding agriculture, especially that of Honorable A. J. Volstad, member of Congress from the Seventh District.

Mr. Durment gave notice of debate so the resolution went over under the rules.

#### INTRODUCTION OF BILLS.

Mr. Elwell introduced—

S. F. No. 130, A bill for an act proposing an amendment to section sixteen (16) of article nine (9) of the Constitution of the State of Minnesota establishing the road and bridge fund and authorizing the legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within the state.

Which was read the first time and referred to the Committee on Judiciary.

Mr. McGowan (by request) introduced—

S. F. No. 131, A bill for an act to appropriate money to reimburse John A. Ryan, State Hotel Inspector.

Which was read the first time and referred to the Committee on Claims.

Mr. Clague introduced—

S. F. No. 132, A bill for an act to amend section two thousand and nineteen (2019), chapter twenty-eight (28), Revised Laws of Minnesota, for one thousand nine hundred and five (1905), relating to transfer facilities of railroads.

Which was read the first time and referred to the Committee on Railroads.

Mr. Fosseen introduced—

S. F. No. 133, A bill for an act relating to the annual reports of life insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Clague introduced—

S. F. No. 134, A bill for an act establishing standard forms in which policies of life insurance may be issued in this state, and in which policies of life insurance companies organized under the laws of this state may be issued, and regulating the conditions and provisions to be contained in policies of life insurance companies that do not use such standard forms.

Which was read the first time and referred to the Committee on Insurance.

Mr. Hanson, H. E., introduced—

S. F. No. 135, A bill for an act to amend sections three thousand four hundred and sixty-two (3462), three thousand four hundred and sixty-three (3463) and three thousand four hundred and eighty (3480) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Thorpe introduced—

S. F. No. 136, A bill for an act to amend section two thousand and sixty-nine (2069) of the Revised Laws of one thousand nine hundred and five (1905), relating to storage and shipment of grain.

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Thorpe introduced—

S. F. No. 137, A bill for an act to fix a uniform method of buying and selling grain, and to prevent combinations to control the price.

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Thorpe introduced—

S. F. No. 138, A bill for an act to amend section two thousand nine hundred and eighty-five (2985) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relative to stockholders' individual liability.

Which was read the first time and referred to the Committee on Banks and Banking.

The Finance Committee introduced—

S. F. No. 139, A bill for an act to appropriate money for the expenses of the state institutions named herein for the year ending July 31, 1907.

Which was read the first time.

Mr. Peterson moved

That the rules be suspended and that

S. F. No. 139, A bill for an act to appropriate money for the expenses of the state institutions named herein for the year ending July 31, 1907.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 139.

Was read the second time.

S. F. No. 139, A bill for an act to appropriate money for the expenses of the state institutions named herein for the year ending July 31, 1907.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 54 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunn,	Nelson,	Stephens,
Alderman.	Cooke,	Hanson, A. L.,	Pauly,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Peterson,	Sundberg,
Bedford,	Dunn,	Hardy,	Poehler,	Swanson,
Briggs,	Du Toit,	Hinton,	Pugh,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Putnam,	White,
Campbell,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Canfield,	Fosseen,	Laybourn,	Schaller.	Works,
Carpenter,	Glottzbach,	Moonan,	Seward,	Wright,
Cashman,	Gunderson,	Naeseth,	Smith,	

So the bill passed and its title was agreed to.

Mr. Farrington introduced—

S. F. No. 140, A bill for an act to define the application of certain sections of chapter nineteen (19), general laws of the State of Minnesota for the year one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Insurance.

Mr. Farrington introduced—

S. F. No. 141, A bill for an act to amend sections one thousand six hundred and ninety-four (1694), one thousand six hundred and ninety-five (1695) of chapter nineteen (19), General Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the business of life insurance.

Which was read the first time and referred to the Committee on Insurance.

Mr. Hardy introduced—

S. F. No. 142, A bill for an act to amend section one thousand five hundred and twenty-eight (1528) of the Revised Laws one thousand nine hundred and five (1905) of the State of Minnesota.

Which was read the first time and referred to the Committee on Temperance.

Mr. Works introduced—

S. F. No. 143, A bill for an act requiring the Railroad and Warehouse Commission to make a classification and schedule of reasonable maximum merchandise and commodity rates for the transportation of freight by common carriers within this state, based on the distance the same is transported.

Which was read the first time and referred to the Committee on Railroads.

Mr. Works introduced—

S. F. No. 144, A bill for an act to amend section ninety-four (94) of the Revised Laws of one thousand nine hundred and five (1905), relating to judges of the district court.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Donaldson introduced—

S. F. No. 145, A bill for an act relating to the provisions of life insurance policies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Briggs introduced—

S. F. No. 146, A bill for an act providing for the allowance of mileage to county commissioners in the performance of official duties under the direction of the county board.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Moonan (by request) introduced—

S. F. No. 147, A bill for an act so to amend section four thousand three hundred and ninety-nine (4399) Revised Laws one thousand nine hundred and five (1905), as to permit a tenant for life or for years in the whole of land to be partitioned to bring, or become a party to, an action in partition.

Which was read the first time and referred to the Committee on Judiciary.

Mr. DuToit introduced—

S. F. No. 148, A bill for an act to amend section four (4) of chapter two hundred and thirty-one (231) of the General Laws of one thousand nine hundred and five (1905), relating to criminal proceedings.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 149, A bill for an act to amend section one thousand five hundred and thirty-two (1532), chapter sixteen (16) Revised Laws of the State of Minnesota for one thousand nine hundred and five (1905), relating to licensing saloons and when forbidden.

Which was read the first time and referred to the Committee on Temperance.

Mr. Nelson introduced—

S. F. No. 150, A bill for an act to provide for county aid for bridges by petition by the town board.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Canestorp introduced—

S. F. No. 151, A bill for an act to amend section two (2), chapter two hundred and eighty-eight (288) of the General Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "An act providing for taxation of and fixing the rate of taxation of inheritance, devise, bequest, legacies, and gifts, and providing for the manner of payment as well as the manner of enforcing payment thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Schaller introduced—

S. F. No. 152, A bill for an act to amend sections five (5) and six (6) of chapter two hundred and eighty-nine (289) of the General Laws of Minnesota for the year one thousand nine hundred and three (1903), being "An act to authorize the reorganization of school districts in cities having a population of 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education.

Which was read the first time and referred to the Committee on Education.

Mr. Hinton introduced—

S. F. No. 153, A bill for an act to encourage the drainage and reclamation of wet and overflowed lands, and to authorize the payment of a portion of the cost of such drainage through county ditches or judicial ditches by the counties in which the same are construed.

Which was read the first time and referred to the Committee on Drainage.

Mr. Swanson (by request) introduced—

S. F. No. 154, A bill for an act for the free education at the

University of Minnesota of soldiers who enlisted from Minnesota in the United States army for the war of 1898 between the United States of America and the Kingdom of Spain, and were honorably discharged therefrom.

Which was read the first time and referred to the Committee on Education.

Mr. Gunn introduced—

S. F. No. 155, A bill for an act amending section four thousand two hundred and seventy-three (4273), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to transcribing docket entries of judgments to new counties.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 156, A bill for an act to amend section three hundred and ninety (390) of chapter seven (7), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), providing for transcribing records to new counties and relating to the fees to be paid therefor.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 157, A bill for an act to amend section three hundred and ninety-one (391) of Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the levy and collection of taxes in newly created counties.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Works introduced—

S. F. No. 158, A bill for an act providing for taxation of and fixing the rate of taxation on inheritances, devises, bequests, legacies and gifts, and providing for the manner of payment, as well as the manner of enforcing payment thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Nelson introduced—

S. F. No. 159, A bill for an act to amend section one thousand five hundred and twenty-two (1522), chapter sixteen (16), Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS—CONTINUED.

Mr. Wright moved that the report of the Legislative Expense Committee of January 23 as to the appointment of Selby E. Peterson as assistant doorkeeper be adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 34 and nays 7, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hall,	Pugh,	Swanson,
Alderman,	Dunn,	Hanson, H. E.,	Putnam,	Thorpe,
Bedford,	Durment,	Johnson, C. A.,	Robinson,	White,
Calhoun,	Du Toit,	Johnson, V. L.,	Seward,	Wilson,
Canfield,	Elwell,	Johnston,	Smith,	Witherstine,
Carpenter,	Gunderson,	Moonan,	Stephens,	Wright,
Cashman,	Gunn,	Pauly,	Sullivan,	.

Those who voted in the negative were:

Anderson,	Fitzpatrick,	Naeseth,	Sageng,	Works,
Briggs,	Glotsbach,			

So the resolution was adopted.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 3, being An act to amend chapter thirty-three of the Revised Laws 1905, and providing for the appointment and maintenance by the State Public Library Commission of a legislative reference and information department at the State Capital, and defining the duties of the librarian thereof, and appropriating necessary money therefor.

Reports the same back with the recommendation that the bill

be printed and re-referred to the Judiciary Committee for further consideration and report.

Which report was adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 63, A bill for an act to reimburse citizens of the City of Crookston for money expended in maintaining the branch School of Agriculture at that place.

Reports the same back with the recommendation that it do pass.

Adopted.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, January 23, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to submit herewith for the consideration of the Senate the following nomination:

#### PUBLIC EXAMINER AND SUPERINTENDENT OF BANKS.

Anton Schaefer, Nobles County, Public Examiner and Superintendent of Banks, effective February 1, 1907, vice P. M. Kerst, resigned, effective January 31, 1907, for the unexpired term ending the first Monday in January, 1908.

#### INSPECTORS OF STEAM VESSELS AND STEAM BOILERS.

I herewith submit the following nominations for Inspectors of Steam Vessels and Steam Boilers for the legislative districts designated, for the term ending January 31, 1909:

- 1st—Herbert Smith.
- 2nd—J. A. Gayney.
- 3rd—John Keating.
- 4th—William Fitzgerald.
- 5th—George Renner.

- 6th—M. J. Mayer.
- 7th—Peter Sandbo.
- 8th—Albert Panzer.
- 9th—Wesley L. Beedle.
- 10th—Fred Radloff.
- 11th—John H. Williams.
- 12th—Chas. H. Essler.
- 13th—William R. Boyce.
- 14th—Edward J. Olson.
- 15th—John A. Johnson.
- 16th—G. H. Henton.
- 17th—Oscar Knutson.
- 18th—George I. Vanstrum.
- 19th—Peter J. Pent.
- 20th—Andrew Young.
- 21st—.....
- 22nd—.....
- 23rd—P. Tompers.
- 24th—Jule Volmer.
- 25th—Henry H. Iustis.
- 26th—James H. Stratton.
- 27th—.....
- 28th—W. H. Cody.
- 29th—K. L. Anderson.
- 30th—Frank Weiderhold.
- 31st—August Jesse.
- 32nd—.....
- 33rd-37th—F. A. Edmunds.
- 38th-44th—M. J. Close.
- 45th—A. J. Peterson.
- 46th—LeRoy Ritchie.
- 47th—.....
- 48th—E. S. Boudreau.
- 49th-51st—John D. Lowe.
- 52nd—C. J. Kordes.
- 53rd—J. H. Pelham.
- 54th—John Cassady.
- 55th—Andrew Reigstad.
- 56th—Joseph Reinschmidt.
- 57th—M. A. Dempsey.
- 58th—John Broms.

59th—Olaf A. Fetvedt.

60th—N. E. Nilson.

61st—H. E. Zimmerman.

62nd—James E. Morrisey.

63rd—Nils Johnson.

Very respectfully,

JOHN A. JOHNSON,

Governor.

Mr. Bedford moved that the rules be suspended and that the Senate do now advise, consent to and confirm the appointment of Anton Schafer as Bank Examiner.

Which motion prevailed, and the nomination was confirmed.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 63

Was read the second time.

On motion of Mr. Calhoun the Senate adjourned till tomorrow morning at 11 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TWELFTH DAY.

ST. PAUL, FRIDAY, January 25, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Coller,	Hanson, A. L.,	Naeseth,	Smith,
Alderman,	Cooke,	Hanson, H. E.,	Nelson,	Stephens,
Anderson,	Donaldson,	Hardy,	Pauly,	Sullivan,
Bedford,	Dunn,	Hinton,	Peterson,	Sundberg,
Briggs,	Durment,	Johnson, C. A.,	Poehler,	Swanson,
Calhoun,	Du Toit,	Johnson, V. L.,	Pugh,	Thorpe,
Campbell,	Elwell,	Johnston,	Putnam,	Weis,
Canestorp,	Farrington,	Laybourn,	Robinson,	White,
Canfield,	Fosseen,	Moonan,	Sageng,	Wilson,
Carpenter,	Glotsbach,	McGowan,	Schaller,	Witherstine,
Cashman,	Gunderson,	Moonan,	Seward,	Works,
Clague,	Gunn,			

Quorum present.

Messrs. Wright, Vail, Fitzpatrick, Dale, Hackney, Hall, were excused.

Mr. Thorpe moved that

S. F. No. 58 be recalled from the Committee on Temperance and referred back to its author.

Which motion prevailed.

Mr. President announced the following transfer in committee appointments :

Mr. Weiss, from Committee on Logs and Lumber, to the Committee on Game and Fish Laws.

Mr. Sullivan, from the Committee on Game and Fish Laws, to the Committee on Logs and Lumber.

Mr. Johnson, C. A., moved that when the Senate adjourn, it adjourn till Tuesday forenoon, at 11 o'clock.

Which motion prevailed.

Mr. Hinton moved that the rules be suspended and that

S. F. No. 116 be taken from General Orders and put upon its final passage.

Which motion prevailed.

### THIRD READING OF SENATE BILLS.

S. F. No. 116, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter" and purporting to have been issued or voted pursuant to the provisions of said charter.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 54, and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunn,	Naeseth,	Smith,
Alderman,	Coller,	Hanson, A. L.,	Nelson,	Stephens,
Anderson,	Cooke,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hardy,	Peterson,	Swanson,
Briggs,	Durment,	Hinton,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Farrington,	Johnston,	Robinson,	Wilson,
Canfield,	Fosseen,	McColl,	Sageng,	Witherstine,
Carpenter,	Glotzbach,	McGowan,	Schaller,	Works,
Cashman,	Gunderson,	Moonan,	Seward,	

So the bill passed and its title was agreed to.

Mr. Hinton moved that the rules be suspended and that

S. F. No. 117 be taken from General Orders and put upon its final passage.

Which motion prevailed.

S. F. No. 117, A bill for an act to legalize bonds noted or issued by cities of the fourth class under a Home Rule Charter and purporting to have been issued or voted pursuant to the provisions of said charter and the statutes of the State of Minnesota and for purposes permitted by the statutes.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47, and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	Moonan,	Seward,
Alderman,	Clague,	Glotsbach,	Naeseth,	Smith,
Anderson,	Coller,	Gunderson,	Nelson,	Sullivan,
Bedford,	Cooke,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Donaldson,	Hinton,	Poehler,	Thorpe,
Calhoun,	Dunn,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Durment,	Johnson, V. L.,	Putnam,	Wilson,
Canestorp,	Du Toit,	Johnston,	Robinson,	Witherstine,
Canfield,	Elwell,	McColl,	Schaller,	Works,
Carpenter,	Farrington,			

So the bill passed and its title was agreed to.

#### RESOLUTIONS.

Mr. Sundberg offered the following resolution—

*Resolved*, That the President of the Senate shall appoint a special committee of five senators to inquire and report to this senate a statement of the cost of operation of the several divisions and branches of railroads of this state and average tonnage per freight train run over each division and branch of any or all of the railroads in the State of Minnesota during the six months ending December 31, 1906. Also the revenue earned by any and all of such freight trains during the said time.

Also the approximate cost and value of branches and main lines, respectively, and equipments necessary for their operation with length of sidings and yards pertaining to such main lines and branches respectively, or divisions thereof.

The said committee shall have the power to employ a clerk who shall be selected by the chairman of said committee and shall be an expert in the matters to be investigated and shall receive the same pay as the sergeant-at-arms of this Senate.

Said committee shall have authority to send for persons and papers and issue subpoena for witnesses and administer oaths if necessary.

On request, the author did not press the immediate adoption of the resolution, which went over until Tuesday next.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 125, A bill for an act to regulate the composition and proceedings of boards of county commissioners of counties from which territory has been detached by change of boundaries.

Also that the House has concurred in the following joint resolution:

*Resolved* by the Senate, the House concurring, that the Secretary of the Senate and the Chief Clerk of the House, upon the receipt by them of the expenses necessarily incurred by committees of the Senate and House in visiting state institutions, verified by the Chairman of the respective committees, shall issue their certificates to such Chairman for the amounts paid out and expended by them to the State Auditor, and thereupon the State Auditor shall issue his warrant upon the State Treasurer.

Also that the House has concurred in the following joint resolution:

WHEREAS, among the many trusts and monopolies which menace the welfare of our country and especially the great Northwest, the Lumber Trust is the most exacting, grinding and oppressive, levying tribute upon all classes of people, retarding and hindering the up-building of homes, alike in city, town and country.

*Therefore, Be It Resolved*, by the Senate of the State of Minnesota the House of Representatives concurring, that we respectfully petition the Congress of the United States, to forthwith abolish the tariff on lumber.

*Resolved Further*, That the Secretary of the Senate be instructed to transmit copies of this resolution to our Senators and Representatives in Congress.

Also the following joint resolution, passed by the House, with an amendment, in which the concurrence of the Senate is requested:

WHEREAS, there have been introduced in the Senate and House of Representatives resolutions asking for investigations, as follows:

1. Asking for an investigation of the International Harvester Company and the International Harvester Company of America; of the alleged coal combine; of the Chamber of Commerce of Minneapolis and Board of Trade of Duluth, and of the alleged lumber and building material combine, all being bodies claimed to be existing and operating in restraint of trade in violation of the laws of the state regarding trusts and monopolies.

2. Certain other resolutions asking for the investigation of the state's rights in pine and mineral lands.

3. Certain resolutions asking for an investigation of the best methods of taxing ores and ore lands, and

WHEREAS, such work of investigation can be conveniently done by three separate committees, therefore.

*Be It Resolved*, by the Senate, the House concurring, that the first group of resolutions be referred to a joint committee, consisting of six members of the Senate and nine members of the House of Representatives:

That the resolutions referred to in the second group be referred to a joint committee, consisting of four members of the Senate and five members of the House of Representatives;

And that the third group of resolutions be referred to a joint committee of "six" members of the Senate and "nine" members of the House of Representatives.

*Be It Further Resolved*, That said joint committees be and they hereby are given the power to send for books and papers, subpoena witnesses, employ stenographers, administer oaths, and take all steps necessary to carry into force and effect the provisions of said several resolutions, and

*Be It Further Resolved*, That the sum of \$1,500 or so much thereof as may be necessary for that purpose be and the same is hereby appropriated out of any moneys in the treasury of the state not otherwise appropriated, for the purpose of paying any necessary expenses incurred or created hereunder, and that pay-

ment thereunder be made by order and direction of two members of each of said committees, namely a Senator and Representative of each of said committees, to be selected by the members of said committees, respectively.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Peterson moved that the Senate concur in House amendment to the foregoing resolution.

Mr. Laybourn moved as a substitute that the Senate do not concur in House amendment.

Which motion prevailed.

Mr. Cooke moved that a committee on conference be appointed, consisting of three members from the Senate.

Which motion prevailed.

The President appointed as such committee, Messrs. Cooke, Peterson and Laybourn.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have to announce that the House has receded from its amendment to the third group of resolutions relating to the investigation of International Harvester Company state's right in pine and ore lands, taxation of iron ore, etc., and that the House has concurred in the original concurrent resolution passed by the Senate.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### INTRODUCTION OF BILLS.

Mr. Cashman introduced—

S. F. No. 160, A bill for an act, relating to the salaries of officers and agents of life insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Cashman introduced—

S. F. No. 161, A bill for an act regulating disbursements by life insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Glotzbach introduced—

S. F. No. 162, A bill for an act defining the status of persons soliciting life insurance.

Which was read the first time and referred to the Committee on Insurance.

Mr. Glotzbach introduced—

S. F. No. 163, A bill for an act to prohibit the issuance of Non-Participating Policies by certain Life Insurance Companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Coller introduced—

S. F. No. 164, A bill for an act to prohibit Discrimination by Life Insurance Companies and providing penalties for violation thereof.

Which was read the first time and referred to the Committee on Insurance.

Mr. Coller introduced—

S. F. No. 165, A bill for an act regulating the retirement of capital stock of Life Insurance Companies, in certain cases.

Which was read the first time and referred to the Committee on Insurance.

Mr. Farrington introduced—

S. F. No. 166, A bill for an act to prohibit misrepresentations by Life Insurance Companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Farrington introduced—

S. F. No. 167, A bill for an act providing for and regulating the election of directors of Mutual Life Insurance Companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Durment introduced—

S. F. No. 168, A bill for an act to amend Section three thousand one hundred and two (3,102), of the Revised Laws of one thousand nine hundred and five (1905), relating to the organization of corporations other than those for pecuniary profit.

Which was read the first time and referred to the Committee on Corporations.

Mr. Durment introduced—

S. F. No. 169, A bill for an act concerning the charges to be made by railroads for transporting passengers in the State of Minnesota and providing penalties for the violation thereof.

Which was read the first time and referred to the Committee on Railroads.

Mr. Durment introduced—

S. F. No. 170, A bill for an act to amend Section one (1), of an act entitled, "An act requiring the education of children and providing for truant officers in ungraded school districts and cities," being Chapter two hundred and twenty-six (226), Laws of one thousand eight hundred and ninety-nine (1,899), relating to compulsory education of children.

Which was read the first time and referred to the Committee on Education.

Mr. Thorpe (by request), introduced—

S. F. No. 171, A bill for an act providing that counties in this state may determine by ballot whether the sale of intoxicating liquors shall be licensed within their respective limits.

Which was read the first time and referred to the Committee on Temperance.

Mr. Thorpe introduced—

S. F. No. 172, A bill for an act to appropriate money for the relief of L. Z. Thompson.

Which was read the first time and referred to the Committee on Claims.

Mr. Works introduced—

S. F. No. 173, A bill for an act to regulate the Investment of Funds and the Real Estate Holdings of Life Insurance Companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Works introduced—

S. F. No. 174, A bill for an act to establish and maintain, by the State Library, a legislative reference and information department, and appropriating the necessary money therefor.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Peterson introduced—

S. F. No. 175, A bill for an act to amend Section one hundred and nine (109), Revised Laws of one thousand nine hundred and five (1905), relating to searching of District Court Records and public inspection thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Calhoun introduced—

S. F. No. 176, A bill for an act to provide for the purchase of a silver service for the Battleship "Minnesota," and to appropriate money therefor.

Which was read the first time and referred to the Committee on Military Affairs.

#### REPORTS OF COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 81, being A bill for an act to amend section four thousand three hundred and thirty-nine (4339) of the Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to costs in actions for labor.

Reports the same back with the recommendation that section 1 thereof be amended by striking out of the ninth line the words "cost and," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 91, entitled An act to amend section four thousand and ninety-five (4095) of chapter seventy-seven (77), Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to the venue of civil actions.

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Putnam, from the Committee on Judiciary, to which was referred—

S. F. No. 44, being A bill for an act relating to the setting aside of judgments and the granting of new trials in civil and criminal cases.

Reports the same back with the recommendation that it be indefinitely postponed.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 84, A bill to legalize certain bonds heretofore issued by organized towns.

Reports the same back with the recommendation that it be sent to the Judiciary Committee.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 129, relative to a contingent fund for use in criminal cases.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 109, relative to licensing auctioneers.

Reports the same back with the recommendation that same be indefinitely postponed.

Adopted.

Mr. Canfield from the Committee on Towns and Counties, to which was referred—

S. F. No. 99, being A bill for an act to authorize Boards of County Commissioners to purchase ditching machines for highway purposes and control the use thereof.

Reports the same back with the recommendation that sections 1 and 2 be amended to read as follows:

“Section 1. That the several Boards of County Commissioners of the counties of this state are hereby authorized and empowered to purchase ditching machines to be used under the control of the Board of County Commissioners of their respective counties for making drainage ditches in and along the public highways thereof, and in the making outlet ditches leading therefrom.

“Sec. 2. The cost or purchase price of said machines so purchased as aforesaid, shall be charged to, and be paid out of, the general road and bridge fund of the county purchasing the same.”

Sec. 3. This act shall take effect and be in force from and after its passage.

And that when so amended the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 122, being A bill for an act to provide for a County Board of five members in all counties of the state wherever by special law such board now consists of but four members, and to repeal certain special laws and all other laws inconsistent herewith.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 80, being A bill for an act to require town clerks to report names and addresses of newly elected town officers.

Reports the same back with the recommendation that section 1 be amended by striking out of the fourth and fifth lines thereof the words "also the name, congressional number, and range of the town," and that when so amended the bill do pass.

Adopted.

Mr. Schaller, from the Committee on Forestry and Fire Protection, to whom was referred—

S. F. No. 96.

Reports the same back with the recommendation that the same do pass.

Adopted.

#### MOTIONS AND RESOLUTIONS.

Mr. Putnam offered the following resolution:

*Resolved*, That the Railway and Warehouse Commission be requested to inform the Senate whether the commission can furnish to the Senate any information on the subjects specified in the resolution this day introduced by Senator Sundberg.

*Resolved*, That a copy of said resolution be attached to this request.

*Resolved*, That the Board of Railroad and Warehouse Commissioners be asked to reply to this request of the Senate before its session on Tuesday, January 29th, 1907, at 11 o'clock A. M.

Adopted.

#### EXECUTIVE CONFIRMATIONS.

Mr. Schaller moved that the Senate do now advise, consent to and confirm the following nominations of His Excellency, the Governor:

## MEMBER STATE BOARD OF OSTEOPATHY:

Dr. Frank D. Parker, Ramsey County, member State Board of Osteopathy, for the term ending the first Monday in January, 1912.

## MEMBER STATE BOARD OF VETERINARY EXAMINERS:

Dr. C. A. Mack, Washington County, member State Board of Veterinary Examiners, for the term ending the first Monday in January, 1909.

## MEMBER STATE NORMAL SCHOOL BOARD:

C. A. Nye, Clay County, member State Normal Board, for the term ending the first Monday in January, 1911.

## MEMBER OF THE BOARD OF TRUSTEES OF THE STATE SOLDIERS' HOME:

George A. Whitney, of Wadena County, as member of the Board of Trustees of the State Soldiers' Home, to succeed himself.

## MEMBERS OF THE STATE FORESTRY BOARD:

S. M. Owen, of Hennepin County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

M. M. Williams, of Morrison County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

Frederick Weyerhaeuser, of Ramsey County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

W. H. Tomlinson, of LeSueur County, member of the State Forestry Board, for the term ending the first Monday in January, 1911.

A. C. Wedge, of Freeborn County, member of the State Forestry Board, to succeed himself, for the term ending the first Monday in January, 1911.

John Lind, of Hennepin County, member of the State Forestry Board, for the term ending the first Monday in January, 1911.

Thomas J. Davis, of St. Louis County, member of the State

Forestry Board, for the term ending the first Monday in January, 1911.

Which motion prevailed, and the nominations were confirmed.

Mr. Collier moved that the Senate do now advise, consent to and confirm the following nominations of His Excellency, the Governor:

# INSPECTORS OF STEAM VESSELS AND STEAM BOILERS.

For the term ending January 31, 1909:

- 1st—Herbert Smith.
- 2nd—J. A. Gayney.
- 3rd—John Keating.
- 4th—William Fitzgerald.
- 5th—George Renner.
- 6th—M. J. Mayer.
- 7th—Peter Sandbo.
- 8th—Albert Panzer.
- 9th—Wesley L. Beedle.
- 10th—Fred Radloff.
- 11th—John H. Williams.
- 12th—Chas. H. Essler.
- 13th—William R. Boyce.
- 14th—Edward J. Olson.
- 15th—John A. Johnson.
- 16th—G. H. Henton.
- 17th—Oscar Knutson.
- 18th—George I. Vanstrum.
- 19th—Peter J. Pent.
- 20th—Andrew Young.
- 21st—.....
- 22nd—.....
- 23rd—P. Tompers.
- 24th—Jule Volmer.
- 25th—Henry H. Iustis.
- 26th—James H. Stratton.
- 27th—.....
- 28th—W. H. Cody.
- 29th—K. L. Anderson.

- 30th—Frank Weiderhold.
- 31st—August Jesse.
- 32nd—.....
- 33rd-37th—F. A. Edmunds.
- 38th-44th—M. J. Close.
- 45th—A. J. Peterson.
- 46th—LeRoy Ritchie.
- 47th—.....
- 48th—E. S. Boudreau.
- 49th-51st—John D. Lowe.
- 52nd—C. J. Kordes.
- 53rd—J. H. Pelham.
- 54th—John Cassady.
- 55th—Andrew Reigstad.
- 56th—Joseph Reinschmidt.
- 57th—M. A. Dempsey.
- 58th—John Broms.
- 59th—Olaf A. Fetvedt.
- 60th—N. E. Nilson.
- 61st—H. E. Zimmerman.
- 62nd—James E. Morrisey.
- 63rd—Nils Johnson.

Mr. Cooke moved to except Jno. Keating of the 3rd District, which motion prevailed, and the nominations were confirmed with the exception noted.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 120, A bill for an act to repeal sections 2486, 2487 and 2488 of the Revised Laws 1905, relating to permits to prospect for iron ore upon lands belonging to the state.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 120, A bill for an act to repeal sections two thousand four hundred and eighty six (2486), two thousand four hundred

and eighty-seven (2487) and two thousand four hundred and eighty-eight (2488) of the Revised Laws one thousand nine hundred and five (1905), relating to permits to prospect for iron ore upon lands belonging to the state.

Which was read the first time and referred to the Committee on Mines and Minerals.

SECOND READING OF SENATE BILLS.

Being under consideration.

S. F. Nos. 80, 81, 91, 96, 99, 122, 129.

Were read the second time.

Mr. Canfield moved that the General Orders be passed over for the day.

Which motion prevailed.

On motion of Mr. Clague the Senate adjourned till next Tuesday forenoon at 11 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## THIRTEENTH DAY.

..

ST. PAUL, TUESDAY, January 29, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following members answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Du Toit,	Hardy,	Poehler,	Thorpe,
Calhoun,	Elwell,	Hinton,	Pugh,	Weis,
Campbell,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Fosseen,	Johnston,	Sageng,	Witherstine,
Carpenter,	Glotsbach,	Laybourn,	Schaller,	Works,
Cashman,	Gunderson,	McColl,	Seward,	Wright,
Coller,	Gunn,	McGowan,		

Quorum present.

Messrs. Vail, Clague, Donaldson, Naeseth and Stephens were excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Seward offered—

Petitions relating to a county option law from citizens of Lyon County.

Which was referred to the Committee on Temperance.

Mr. Canfield offered—

A petition relating to a county option law from citizens of Rock County.

Which was referred to the Committee on Temperance.

Mr. Canestorp offered—

A petition relating to a county option law from citizens of Grant County.

Which was referred to the Committee on Temperance.

Mr. Glotzbach offered—

A petition relating to a county option law from citizens of Rice County.

Which was referred to the Committee on Temperance.

Mr. Johnson, C. A., offered—

A petition relating to a county option law from citizens of Nicollet County.

Which was referred to the Committee on Temperance.

A communication was received from the State Dairyman's Association, relating to live stock, which was referred to the Finance Committee.

#### REPORT OF RAILWAY AND WAREHOUSE COMMISSION.

*Hon. A. O. Eberhart, President of the Senate:*

The Railway Commission has received the resolution introduced by Senator Putnam and passed by the Senate January 25th, 1907, accompanied by another resolution introduced by Senator Sundberg, calling for a committee to make certain investigations.

The Putnam resolution asks the Commission to inform the Senate as to what information which the Special Committee called for in the Sundberg resolution proposes to obtain is now in the hands of the Commission.

In order to answer the inquiry intelligently, it is necessary to outline the proposed duties of the Committee to be created by the Sundberg resolution:

Said Committee is to inquire and report to the Senate a statement:

(a) The cost of operation of the several divisions and branches of railroads of this state, and the average tonnage per freight train

run over each division and branch of all railroads in the state during the six months ending Dec. 31st, 1906, also the revenue earned by any and all of such freight trains during the said time.

(b) The approximate cost and value of railroads within the state.

The chairman of said committee is authorized to employ for this purpose an expert at the same salary received by the Senate sergeant-at-arms.

As to the first subdivision of the proposed inquiry, we would say that in every case where a rate is investigated, the Commission proceeds to ascertain the approximate cost of operation of the road in controversy. We also investigate the tonnage of freight carried and all other circumstances and conditions bearing upon the reasonableness of the rates. For this purpose we take the reports of the Railway Company involved, we examine the officers and accountants of the companies orally, and we make personal investigations on our own account and by means of an expert accountant, and upon the information gathered from all these sources we make our decision in the case investigated. These matters are not hard to ascertain, as they are matters which cannot be concealed, and they form only a very small part of the information upon which the Commission must act in formulating rates.

It might be said, however, that the cost of operation of the divisions or branches of a railroad, considered separately, would be of no value, even if it were possible to obtain it, because that is not the basis as fixed by the courts on which legal rates must rest.

The Commission deems it its duty in adjusting rates to maintain a fair relation between the rates on different branches of any railway system as well as between the different classes of merchandise and commodities which are the subject of transportation. The average tonnage of freight per train over any line is one of the things which enters into the computation of the cost of transportation, which as an isolated fact would be of no value for any purpose. It can be ascertained in any case from the way-bills and other records of the companies when wanted. Such information is always within reach of the Commission. It can be readily seen that to confine the information to any one short period would carry little weight.

As to the second subdivision of the resolution which relates to the valuation of railroads, we desire to say that we regard the true, fair valuation of railroad properties in this state as of the highest importance as it constitutes the only just, fair, ultimate basis for the computation of rates.

Such valuation to be of any use to the state as evidence, in cases involving rates, must be made with the greatest care and after the closest personal examination of all the physical properties of each company doing business in this state. In order to be qualified to testify as an expert on the question in court, so that the court will receive the evidence and give it any weight, against an army of experts on the other side, the persons making the examination and valuation must be men of wide experience, who thoroughly understand the business in all its details, and who know the values of everything which enters into the problem, from the right of way to the completed road, with all of its necessary equipment. As every line has its own physical obstacles to overcome and the necessary conditions of efficiency and the necessary equipment in each case involves nearly every circumstance affecting the business, such work cannot be hurriedly or superficially done without complete sacrifice of the value and usefulness of the work as evidence.

We have experts engaged on this work; they are pushing the work with all the vigor consistent with thoroughness. It has been very difficult to secure the necessary expert help to perform the work, and much pains has been devoted to finding the most economical and at the same time reliable plan to follow. The undertaking is now well under way, yet it is impossible to say just when it will be completed. We might suggest further, that a complete and systematic valuation of railroads such as we are engaged upon for rate-making purposes has not been undertaken by any other state, so that in this line of work this state is the pioneer, and we believe the work will, when finished, be highly valuable to the state.

Respectfully submitted,

By the Commission,

O. C. CLAUSEN,  
Secretary.

Mr. Sundberg called up the following resolution:

*Resolved*, That the President of the Senate shall appoint a special committee of five Senators to inquire and report to this Senate a statement of the cost of operation of the several divisions and

branches of railroads of this state and average tonnage per freight train run over each division and branch of any or all of the railroads in the State of Minnesota during the six months ending December 31, 1906. Also the revenue earned by any and all of such freight trains during the said time.

Also the approximate cost and value of branches and main lines, respectively, and equipments necessary for their operation with length of sidings and yards pertaining to such main lines and branches respectively, or divisions thereof.

The said committee shall have the power to employ a clerk who shall be selected by the chairman of said committee and shall be an expert in the matters to be investigated and shall receive the same pay as the sergeant-at-arms of this Senate.

Said committee shall have authority to send for persons and papers and issue subpoena for witnesses and administer oaths if necessary.

And moved its adoption.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 55 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Durment,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Du Toit,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Elwell,	Haruy,	Poehler,	Thorpe,
Campbell,	Farrington,	Hinton,	Pugh,	Weis,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Putnam,	White,
Canfield,	Fosseen,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Glotzbach,	Johnston,	Sageng,	Witherstine,
Cashman,	Gunderson,	McColl,	Schaller,	Works,
Coller,	Gunn,	McGowan,	Seward,	Wright,

Mr. Calhoun voted in the negative.

So the resolution was adopted.

The President announced the appointment of the following committee called for in the foregoing resolution: Messrs. Sundberg, Nelson, Cashman, Canestorp and Sageng.

Mr. Moonan offered the following resolution:

WHEREAS, The people of the State of Minnesota for several years have been demanding that the maximum rate for carrying

passengers upon all railroads in this state be fixed by law at not exceeding two cents per mile; and,

WHEREAS, At the last session of the Legislature of this state bills were introduced for such purpose which failed to pass, one of the reasons assigned for such failure being the fact that such bills were reported on by the committees to which they were referred so late in the session that it was impossible to give them proper consideration; and,

WHEREAS, Since the adjournment of the session of the legislature at which such measures failed of passage the representatives of the Republican party of the State of Minnesota coming from every county therein, in state convention assembled, after due consideration unanimously resolved and declared that:

"We favor a reduction in passenger fares to two cents per mile, the abolition of the free pass evil, the abolition of discrimination and favoritism in furnishing and hauling of cars and such a readjustment of freight rates and charges as will afford to every producer, shipper and consumer the impartial services of these public highways." And

WHEREAS, Since the adjournment of the session of the Legislature at which said measures failed to pass, the representatives of the Democratic party of the State of Minnesota in state convention assembled, after due consideration, adopted the following resolution, to-wit:

"We declare ourselves unalterably in favor of a flat two-cent passenger rate on all railroads throughout the State of Minnesota." And,

WHEREAS, His Excellency, Gov. John A. Johnson, in his message, which he delivered to the Legislature on the ninth day of January, 1907, in obedience to the mandate contained in the Constitution "that the Governor shall communicate to the Legislature such information touching the state and condition of the country as he may deem expedient," on the subject of passenger rates, said:

"The time has come in our state when relief is also demanded in the matter of passenger rates. The current fare for carrying of passengers now is three cents per mile. It is recognized that the average fare per mile paid by persons who travel on railroads does not exceed 2.03 cents per mile. A maximum rate of two cents per mile should be fixed by law and fixed now. The public has demand-

ed it, the public is right in making that demand, and the Legislature should not defer action. And,

WHEREAS, There has been introduced into the Senate different bills by the provisions whereof the maximum rate for carrying passengers is fixed at two cents per mile; and,

WHEREAS, The current fare charged for carrying passengers now is three cents per mile and delay in the enactment of a law, fixing the maximum rate for carrying passengers at two cents per mile continues this excessive burden upon those who travel upon railroads in this state and pay railroad fare for so doing;

*Therefore, Be It Resolved*, That the Railroad Committee be, and hereby is, requested to take up at once and consider the different measures which have been referred to said committee, having for their purpose the fixing of a maximum rate for carrying passengers in this state at two cents per mile, giving to such measures precedence over all other measures referred to such committee, and report the same, with the recommendation of said committee thereon, to the Senate as soon as conveniently may be done and not later than the sixth day of February, 1907. And,

*Resolved, Further*, That a copy of this resolution be delivered to the chairman of the Committee on Railroads.

Mr. Durment gave notice of debate, so the resolution went over under the rules.

#### INTRODUCTION OF BILLS.

Mr. Hinton introduced—

S. F. No. 177, A bill for an act to provide for the drainage of lands and highways in any town in this state; to provide for the construction and repair of ditches in such town, and to provide for the collection of the costs and expenses of the same; to prescribe the powers and duties of the town supervisors and other officers in the premises and to empower the electors of the town to establish a drainage fund.

Which was read the first time and referred to the Committee on Drainage.

Mr. Hinton (by request) introduced—

S. F. No. 178, A bill for an act to encourage instruction in manual training and domestic science in the high schools of this state.

Which was read the first time and referred to the Committee on Education.

Mr. Briggs introduced—

S. F. No. 179, A bill for an act to amend section five (5), chapter sixty-four (64), of the General Laws for one thousand nine hundred and five (1905), relating to the publication of notice by town supervisors.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Farrington introduced—

S. F. No. 180, A bill for an act to amend section three hundred and ninety-three (393) of the Revised Laws of one thousand nine hundred and five (1905), relating to the adjustment of property interests between original and detached counties.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 181, A bill for an act to amend sections three thousand nine hundred and twenty-four (3924) and three thousand nine hundred and twenty-five (3925) of the Revised Laws of one thousand nine hundred and five (1905), relating to the selection and impaneling of jurors in courts of justices of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 182, A bill for an act to amend section three thousand seven hundred and fifty-four (3754), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to serving and publication of notices in probate court.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 183, A bill for an act to amend section one thousand six hundred and fifty-five (1655) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to

payment of pensions and relief by Firemen's Relief Associations, and exemption thereof.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Sullivan introduced—

S. F. No. 184, A bill for an act to amend section three thousand six hundred and thirty-two (3,632), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to probate courts, clerks and judges thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 185, A bill for an act to amend subdivision eight (8) of section four hundred and thirty-four (434) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to powers of county boards.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Smith introduced—

S. F. No. 186, A bill for an act to amend section one thousand six hundred and nineteen (1619), Revised Laws one thousand nine hundred and five (1905), relating to the publication of annual statements of insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Seward introduced—

S. F. No. 187, A bill for an act to amend section four thousand three hundred and eighty-nine (4389), Revised Laws one thousand nine hundred and five (1905), relating to the filing of lis pendens in actions relating to real property.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Seward introduced—

S. F. No. 188, A bill for an act to provide in certain cases for the separation from cities containing less than 3,000 inhabitants, of unplatted agricultural lands included within the corporate limits of such cities.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Seward introduced—

S. F. No. 189, A bill for an act to amend section three thousand six hundred and fifty-three (3653) of the Revised Laws one thousand nine hundred and five (1905), relating to the personal estate of deceased persons.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Johnson, V. L., introduced—

S. F. No. 190, A bill for an act to empower the State of Minnesota to appeal to the Supreme Court in criminal prosecutions in certain cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Bedford introduced—

S. F. No. 191, A bill for an act to amend Section two thousand four hundred and eighty-six (2,486), Revised Laws of one thousand nine hundred and five (1905), relating to the issuance of prospecting permits and leases of state mineral lands.

Which was read the first time and referred to the Committee on Mines and Minerals.

Mr. Bedford introduced—

S. F. No. 192, A bill for an act to amend Section one thousand nine hundred and ninety-seven (1,997), of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "Fences and Cattle Guards," relating to the erection and maintenance of woven wire fences along the right-of-way of railroads.

Which was read the first time and referred to the Committee on Railroads.

Mr. Bedford introduced—

S. F. No. 193, A bill for an act to amend Section one (1), Chapter seventy (70), General Laws of one thousand nine hundred and five (1905), being "An act providing for the manner of election of highway overseers at annual town meetings.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Gunn introduced—

S. F. No. 194, A bill for an act to amend subdivision three (3) of Section four hundred and nine (409), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), defining the powers of counties.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Swanson (by request), introduced—

S. F. No. 195, A bill for an act providing for the drainage of lands in certain cases by Town Supervisors, providing for the construction and repair of ditches and drains, and for the assessment and payment of damages to lands caused thereby, providing for the collection of the costs and expenses of the same, prescribing the powers and duties of town boards of supervisors and other officers in the premises, and prescribing penalties for violation thereof.

Which was read the first time and referred to the Committee on Drainage.

Mr. Schaller introduced—

S. F. No. 196, A bill for an act providing for an appeal from the orders of the Railroad and Warehouse Commission and the trial thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Schaller introduced—

S. F. No. 197, A bill for an act to amend Section four thousand and ninety-two (4,092), Revised Laws of one thousand nine hundred and five (1905), relating to the place of trial of civil actions in replevin.

Which was read the first time and referred to the Committee on Judiciary.

Mr. White introduced—

S. F. No. 198, A bill for an act to amend Section two thousand nine hundred and sixty-four (2,964), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to injuries to cemeteries.

Which was read the first time and referred to the Committee on Judiciary.

Judiciary Committee introduced—

S. F. No. 199, A bill for an act to repeal Chapters three hundred and sixty-eight (368) and three hundred and seventy-six (376), of the Special Laws of Minnesota for one thousand eight hundred and eighty-seven (1887).

Which was read the first time.

Mr. Wilson moved

That the rules be suspended and that

S. F. No. 199, A bill for an act to repeal Chapters three hundred and sixty-eight (368) and three hundred and seventy-six (376), of the Special Laws of Minnesota for one thousand eight hundred and eighty-seven (1887).

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 199.

Was read the second time.

Mr. Wilson (by request), introduced—

S. F. No. 200, A bill for an act to make uniform the law relating to the sale of goods.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hall introduced—

S. F. No. 201, A bill for an act providing a fruit breeding farm for the University of the State of Minnesota.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Judiciary Committee introduced—

S. F. No. 202, (substitute for S. F. No. 38), A bill for an act to amend Section one hundred and twenty-two (122), of the Revised Laws of one thousand nine hundred and five (1905), of Minnesota, relating to salaries of judges and certain other officers of the Supreme and District Courts.

Which was read the first time.

Mr. Schaller moved

That the rules be suspended and that

S. F. No. 202 (substitute for S. F. No. 38), A bill for an act to amend Section one hundred and twenty-two (122), of the Revised Laws of one thousand nine hundred and five (1905), of Minnesota, relating to salaries of judges and certain other officers of the Supreme and District Courts.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 202.

Was read the second time.

#### REPORTS OF STANDING COMMITTEES.

Mr. Putnam, from the Committee on General Legislation, to which was referred

S. F. No. 24, being a bill for an act to "Prohibit the desecration of Memorial Day and provide for punishment thereof."

Reports the same back with the recommendation that the bill be amended as follows: Amend Section two (2), of said bill by striking out the words "corporation or association of persons," and that when so amended the bill do pass.

Which report was adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 38, being "A bill for an act to amend Section one hundred and twenty-two (122), of the Revised Laws of one thousand

nine hundred and five (1905), relating to salaries of judges and other officers of the Supreme and District Courts."

Reports the same back with the recommendation that the hereto annexed bill, being "A bill for an act to amend Section one hundred and twenty-two (122), of the Revised Laws of one thousand nine hundred and five (1905), relating to salaries of judges and certain other officers of the Supreme and District Courts," from the Judiciary Committee, be substituted for and in place of S. F. No. 38, and do pass, and that said S. F. No. 38, be indefinitely postponed.

Which report was adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 16, being "A bill for an act authorizing judges of the District Court to fix the time when petit jurors shall be convened and directing the drawing and summoning of jurors in such cases," reports the same back with the recommendation:

1. That the title of said bill be amended by inserting after the word "Court," the words "in counties having a population of more than two hundred thousand."

2. That Section one (1) thereof, be amended by striking out of the second line the words "the county where," and inserting in lieu thereof the words "any county having a population of more than two hundred thousand."

3. That Section one (1) thereof, be amended by striking out of the ninth line the words "in open court," and inserting in lieu thereof the words "in the presence of a judge thereof."

And that said bill, when so amended, do pass.

Which report was adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled.

S. F. No. 125.

Which report was agreed to.

## SECOND READING OF SENATE BILLS.

Being under consideration.

S. F. Nos. 16 and 24.

Were read the second time.

## MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage of the following Senate Files, herewith transmitted:

S. F. No. 116, A bill for an act to legalize bonds heretofore voted or issued by cities of the fourth class under a "Home Rule Charter," and purporting to have been issued or voted pursuant to the provisions of said charter.

S. F. No. 117, A bill for an act to legalize bonds voted or issued by cities of the fourth class under a "Home Rule Charter" and purporting to have been issued or voted pursuant to the provisions of said charter and the statutes of the state of Minnesota and for purposes permitted by the statutes.

S. F. No. 139, A bill for an act to appropriate money for the expense of the state institutions named herewith for the year ending July 31, 1907.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have to announce the passage by the House of the following resolution:

"That, Whereas, it is learned that Mr. Lawson Purdy, President of the Department of Taxes and Assessments of New York City, and one of the leading authorities on taxation in this country, is to be in this city on Tuesday, February 5th, therefore be it

*Resolved*, That this body does hereby extend to Mr. Purdy an invitation to be present and address us on the subject of Taxation, at 12:00 o'clock, of the morning of February 5th; and, be it further

*Resolved*, that an invitation be, and the same is hereby extended to the members of the Senate to join with us in listening to Mr. Purdy, and that the Chief Clerk is hereby directed to communicate

with Mr. Purdy in this matter, also to notify the Senate of this invitation."

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Smith, the above invitation, on the part of the House, was accepted.

On motion of Mr. Johnson, C. A., General Orders were laid over until tomorrow.

On motion of Mr. Dunn, the Senate adjourned until 11 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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## FOURTEENTH DAY.

ST. PAUL, WEDNESDAY, January 30, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotsbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Coller,	Gunn,			

Quorum present.

Mr. Vail excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Sullivan offered—

A petition relating to a county local option law from citizens of Washington County.

Which was referred to the Committee on Temperance.

Mr. Clague offered—

A petition relating to a county local option law from citizens of Redwood County.

Which was referred to the Committee on Temperance.

Mr. Thorpe offered—

A petition relating to a county local option law from citizens of Kandiyohi County.

Which was referred to the Committee on Temperance.

Mr. Elwell offered—

A petition relating to a county local option law from citizens of Hennepin County.

Which was referred to the Committee on Temperance.

Mr. Naeseth offered—

A petition relating to a county local option law from citizens of Goodhue County.

Which was referred to the Committee on Temperance.

Mr. Putnam offered—

A petition relating to a county local option law from citizens of Faribault County.

Which was referred to the Committee on Temperance.

Mr. Johnston offered—

A petition relating to a county local option law from citizens of Wadena County.

Which was referred to the Committee on Temperance.

Intercollegiate Prohibition Association offered—

A petition relating to a county local option law.

Which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Sageng offered the following resolution:

WHEREAS, Public sentiment in this state as shown generally by the opinions current among our citizens and especially by the almost unanimous attitude of our newspapers, is practically a unit in opposition to the so-called ship subsidy bill now pending in the Congress, and

WHEREAS, Such a law if enacted would be of no material benefit to our citizens and taxpayers, but on the contrary a constant drain upon the resources of the state for the benefit of the Hill-Harriman and Speckle's shipping interests and others;

*Therefore, Be It Resolved* by the Senate that we respectfully and earnestly request our Senators and Representatives in Congress to use all honorable means to defeat the said ship subsidy bill.

*Resolved, Further,* That the Secretary of the Senate be instructed to transmit copies of this resolution to our Senators and Representatives in Congress.

Mr. Laybourn gave notice of debate, so the resolution went over under the rules.

Mr. Moonan called up the resolution introduced by him on yesterday, requiring the Railroad Committee to return certain two-cent passenger rate bills on February 6th,

—And moved its adoption.

Mr. Durment moved to extend the time till the 13th day of February, and Mr. Moonan accepted the amendment.

Mr. Wilson moved to further amend by striking out the words "and not later than the 13th day of February, 1907."

Which amendment was adopted.

Mr. McGowan offered the following amendment:

After the words "two cents per mile," add the following, "and the abolition of railway passes."

Which amendment was adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 22 and nays 31, as follows:

Those who voted in the affirmative were:

Bedford,	Du Toit,	Moonan,	Sageng,	White,
Canestorp,	Farrington,	Pauly,	Sundberg,	Witherstine,
Cashman,	Fitzpatrick,	Poehler,	Swanson,	Works,
Coller,	Glotzbach,	Robinson,	Weis,	Wright,
Durment,	McGowan,			

Those who voted in the negative were:

Alderman,	Cooke,	Hardy,	McColl,	Seward,
Briggs,	Dale,	Hinton,	Naeseth,	Smith,
Calhoun,	Dunn,	Johnson, C. A.,	Peterson,	Stephens,
Campbell,	Gunn,	Johnson, V. L.,	Pugh,	Sullivan,
Canuel,	Hall,	Johnston,	Putnam,	Thorpe,
Carpenter,	Hanson, H. E.,	Laybourn,	Schaller,	Wilson,
Clague,				

So the resolution was not adopted.

#### INTRODUCTION OF BILLS.

Mr. Stephens (by request) introduced—

S. F. No. 203, A bill for an act to place colored charts of dangerously injurious insects and beneficial birds in the ungraded schools of Minnesota.

Which was read the first time and referred to the Committee on Education.

Mr. Fitzpatrick introduced—

S. F. No. 204, A bill for an act to amend section four thousand one hundred and one (4101), Revised Laws one thousand nine hundred and five (1905), relating to the securing of an impartial judge to hear and preside at the trial of actions in the District Court.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moonan introduced—

S. F. No. 205, A bill for an act to amend section one thousand two hundred and eighty two (1282) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the formation of school districts.

Which was read the first time and referred to the Committee on Education.

Mr. Johnson, C. A., introduced—

S. F. No. 206, A bill for an act to appropriate money for the completion and furnishing of the Administration Building at the St. Peter State Hospital.

Which was read the first time and referred to the Committee on Finance.

Mr. Nelson introduced—

S. F. No. 207, A bill for an act to amend sections four thousand nine hundred and twenty-seven (4927) and four thousand nine hundred and thirty (4930) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the carnal knowledge of children and abduction.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 208, A bill for an act to amend section one thousand five hundred and twenty-seven (1527), chapter sixteen (16), of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "License Fee," so that the same shall read as follows.

Which was read the first time and referred to the Committee on Temperance.

Mr. Hardy introduced—

S. F. No. 209, A bill for an act to repeal chapter eighty-six (86) of the Special Laws of Minnesota for one thousand eight hundred and seventy-three (1873), chapter seventy-eight (78) of the Special Laws for one thousand eight hundred and eighty-three (1883);

chapter one hundred and seven of the Special Laws for one thousand eight hundred and eighty-seven (1887), and chapter one hundred and nineteen (119) of the Special Laws for one thousand eight hundred and eighty-nine (1889), relating to the appointment of phonographic reporters for the District Court of Ramsey County.

Which was read the first time and referred to the Ramsey County Delegation.

Mr. Durment introduced—

S. F. No. 210, A bill for an act giving County Commissioners in counties of 200,000 inhabitants or over, general supervision over certain public highways or roads therein.

Which was read the first time and referred to the Delegations of Ramsey and Hennepin Counties.

Mr. Hall introduced—

S. F. No. 211, A bill for an act to prevent the assignment or confinement in any state institution for insane, of any person charged with or convicted of a crime or public offence.

Which was read the first time and referred to the Committee on Hospitals for Insane.

Mr. Robinson introduced—

S. F. No. 212, A bill for an act authorizing, empowering and directing any and all villages in the State of Minnesota to convey to such person, persons or party as may be entitled thereto, such land or lands as may have been acquired or may be held by any such village and which has been acquired by any corporate authorities of any town or the judge or judges of the county court for any county in the Territory or State of Minnesota under an act entitled "An act prescribing rules and regulations for the execution of the trust arising under the act of Congress entitled 'An act for the relief of citizens of towns upon lands of the United States under certain circumstances,'" passed March 3, 1855, by the legislative assembly of Minnesota Territory, and acts amendatory thereof and supplementary thereto and being chapter forty-two (42) of the General Statutes of the State of Minnesota for one thousand eight hundred and ninety-four (1894), relating to official trusts in townsites.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Bedford introduced—

S. F. No. 213, A bill for an act to amend section four thousand nine hundred and fifty-two (4952), chapter ninety-eight (98) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "Fornication."

Which was read the first time and referred to the Committee on Judiciary.

Mr. Fosseen introduced—

S. F. No. 214, A bill for an act proposing the amendment of section 32a of article IV. of the Constitution of Minnesota, relating to the Taxation of Railroads.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Seward introduced—

S. F. No. 215, A bill for an act proposing an amendment to article seven (7) of the Constitution of the State of Minnesota, relating to the qualification of electors within the state.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dale introduced—

S. F. No. 216, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Schaller introduced—

S. F. No. 217, A bill for an act to establish maximum carload commodity rates on grain, grain products and seeds, lumber, live stock, hard and soft coal, in the State of Minnesota.

Which was read the first time and referred to the Committee on Railroads.

Mr. Hackney introduced—

S. F. No. 218, A bill for an act to include state swamp lands in the Minnesota Forest Reserve.

Which was read the first time and referred to the Committee on Forestry and Fire Protection.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. Nos. 116, 117 and 139.

Which report was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 98, being A bill for an act to amend section three thousand six hundred and forty-eight (3648), Revised Laws one thousand nine hundred and five (1905), relating to descent of property, Reports the same back with the recommendation that it pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 98.

Was read the second time.

Mr. Dunn, from the Committee on Elections, to which was referred the matter of the contest of Pierce Butler, contestant, against Jos. M. Hackney, contestee, for a seat in the Senate of the State of Minnesota, from the 37th Senatorial District, herewith submits to the Senate the majority and minority reports upon such contest, and recommends:

1. That 200 copies each of such reports be forthwith printed for distribution among the members of the Senate.

2. That said reports and the matter of the contest be made a Special Order for Thursday, the 31st day of January, 1907, at 2 P. M.

3. That counsels for contestant and contestee be accorded the privilege of the floor of the Senate in behalf of their clients, and that each side be limited to one hour and fifteen minutes; that the counsel for the contestant will first be heard, followed by the counsel for the contestee, with the right of counsel for contestant to close using his unexpired time, not exceeding, however, fifteen minutes.

Adopted.

MAJORITY REPORT.

MINNESOTA STATE SENATE.

CONTESTED ELECTION.

THIRTY-SEVENTH SENATORIAL DISTRICT.

Pierce Butler,

*Contestant,*

vs.

Joseph M. Hackney,

*Contestee.*

The undersigned members of the Committee on Elections of the Senate of the State of Minnesota, Thirty-fifth Session, to which was referred to the inquiry into the true result of the election of a Senator from the Thirty-seventh Senatorial District of the State of Minnesota, beg leave to present the following facts, conclusions and resolutions:

1. At the state election held in November, 1906, Joseph M. Hackney, Republican, of St. Paul, was, according to the official returns, elected as Senator of the Thirty-seventh Senatorial District by a majority of thirty-six votes over Pierce Butler, Democrat, of the same place.

2. Mr. Butler instituted a contest, claiming that a sufficient number of illegal votes were cast for Mr. Hackney which if re-counted would change the result, and that if the ballots were correctly counted he had a majority over Mr. Hackney.

3. Both parties admitted before the committee that if the votes cast by students who claimed to reside in the district at the time of the election were legal that it would be unnecessary for the Senate to consider the question as to the correctness of the count. The Committee therefore first considered the question as to whether the students votes were illegal.

4. The claim of contestant as to illegal voting is based upon the fact that students voted in the Tenth Ward of the City of St. Paul, and in the Town of Rose in said district.

In the Tenth Ward, where Mr. Hackney resides, are located the United Church Seminary and Hamline University. In Rose Township, which adjoins the Tenth Ward, is located the State School of Agriculture, one of the departments of the State University.

5. Both parties to this contest solicited the student vote, and the evidence does not disclose how the student vote was divided between them.

6. The constitution of this state provides that:

"Every male person of the age of twenty-one years or upwards \* \* \* who has resided in this state six months, next preceding any election, shall be entitled to vote \* \* \* in the election district of which he shall, at the time, have been FOR THIRTY DAYS A RESIDENT."—Art. VII., Sec. 1.

The Revised Laws of the state provide that:

"The residence of any person shall be held to be in that place in which his habitation is fixed, without any PRESENT INTENTION of removing therefrom, and to which, whenever he is absent, he intends to return."

They also provide that:

"The residence of a SINGLE MAN shall be considered to be where he usually sleeps."—Sec. 235.

7. The claim of illegal voting is based exclusively upon the theory that the students did not reside in Ramsey County at the time of the election.

All of the students possessed the necessary qualifications for electors. Each student testified that he had resided for more than thirty days just prior to the election in the precinct where he voted. Those who came from outside of the state testified that they had resided in the state for more than six months next preceding the election; each student testified that his home was in the precinct where he voted; that he roomed and slept there; that he had aban-

dond his parents' home and was not under parental control; that he had no present intention at the time of the election of returning to his parents' home, or of going anywhere else; that he intended to remain at the school until the close of his course, which was from three to four years in length, and perhaps longer; and that he had no present intention of living anywhere else in particular after he finished his course. All but two of the students testified that they were SELF SUPPORTING. All but three of the students testified that they were SINGLE. Each student testified that when he left his home in the precinct he returned thereto.

All of the testimony of the students is absolutely uncontradicted.

8. There is no evidence that the students did not in good faith intend to reside at the places where they voted.

9. The students practically testified that they had elected to adopt the district where they voted as their place of residence for an unlimited space of time, and that they had no other future place of residence in view, and did not intend to return to their parents' homes to live there.

10. The Committee has determined that the constitutional provision that no person shall be deemed to have lost a residence by reason of his absence while a student of any seminary of learning is declaratory of the Common Law and meant rather as a protection to voters than as a prohibition.

It is not designed to prevent a student from acquiring a residence at the seat of the college should he elect, in good faith, to do so, but is meant to protect him in his right to retain his residence at his former place of abode during a protracted absence should he so desire.

The question of legal residence is one of intention and choice. Each voter has the right to elect where his legal residence shall be. In the face of the sworn testimony of these students, that they intended to adopt this district as their home, which is uncontradicted, this committee cannot conclude that the district was not their voting residence.

11. The Committee has therefore determined that the students referred to were legal residents and qualified voters of the district at the time of the election, and that Joseph M. Hackney is the duly elected Senator from said district.

12. The Committee submit herewith the following draft of a resolution for the consideration of the Senate, and recommend its adoption, viz.:

*Resolved*, That it is the judgment of this, the Elections Committee of the Senate, and it so adjudges and determines, that the contestant, Pierce Butler, is not entitled to a seat in the Senate as Senator from the Thirty-seventh Senatorial District, and that Joseph M. Hackney, the sitting member from that district, is entitled to retain his seat in the Senate.

W. W. DUNN,  
GEO. P. WILSON,  
F. H. PETERSON,  
V. B. SEWARD,  
W. A. HINTON,  
C. J. GUNDERSON,  
GEO. R. LAYBOURN.

#### MINORITY REPORT.

#### STATE OF MINNESOTA.

#### IN THE SENATE OF MINNESOTA.

Pierce Butler,  
*Contestant*,

vs.

Joseph M. Hackney,  
*Contestee*.

The Committee on Elections having considered the evidence submitted to them in this matter, the undersigned members thereof respectfully report:

This is an election contest in the Thirty-seventh Senatorial District, which comprises the Towns of Rose, Mounds View and New Canada, the Town and Village of White Bear, the Village of New Brighton, City of North St. Paul, six precincts of the Eighth Ward, and all of the Tenth and Eleventh Wards of the City of St. Paul.

The County Canvassing Board declared Mr. Hackney elected by a majority of 36.

Mr. Butler contests the validity of that election upon these two grounds:

First—Errors in the count of the ballots.

Second—Illegal votes cast by students in the Town of Rose, and in the First and Fourth Precincts of the Tenth Ward of the City of St. Paul.

The ballots have been recounted, and upon such recount it was found that Mr. Hackney had a majority of 26, with 22 ballots objected to, and not counted for either party, but referred to the Senate. It seems that these ballots so referred are not likely to materially change the result of the recount.

It is insisted by the contestant, that at the general election on the 6th day of November, 1906, at least 29 students of the Agricultural College voted in the Town of Rose, who were not residents of that town, and were not entitled to vote there, and that at least 24 students of the United Church Seminary voted at that election in the Fourth Precinct of the Tenth Ward, of St. Paul, who were not residents of that precinct, and were not entitled to vote there, and that in the First Precinct of the Tenth Ward of that city at least nine students of Hamline University voted at that election who were not residents of that precinct and were not entitled to vote therein.

It is vitally essential therefore to determine in the first place whether these students were for the purpose of voting residents of and entitled to vote in these election districts.

It is that question which the committee has considered.

First—Section 1 of article 7 of the Constitution of the state defines the qualifications of voters.

If otherwise qualified a man may vote “in the election district of which he shall at the time have been for thirty days a resident.”

Section 3 of article 7 of the Constitution reads as follows:

“For the purpose of voting no person shall be deemed to have lost a residence by reason of his absence while employed in the service of the United States; nor while engaged upon the waters of this state, or of the United States; nor while a student of any seminary of learning; nor while kept at any almshouse, or other asylum, nor while confined in a public prison.”

Residence here in the Constitution means domicile, the place

where a man establishes his abode and makes the seat of his property.

No one word is more nearly synonymous with domicile than home.

Venable vs. Paulding, 19 Minn. 492.

It has been defined as "a residence at a particular place accompanied by an intention, either positive or presumptive to remain there permanently or for an indefinite length of time."

This definition has been approved by the Supreme Court of the United States.

Mitchel vs. United States, 21 Wallace 350.

Under the constitutional provisions equivalent to ours it is held by the highest courts in the States of New York, Pennsylvania, Idaho, Colorado, Michigan and Missouri, that the voting status of the classes of persons mentioned therein at the time of their entry upon the service or into the institutions named is preserved to them. That for the purpose of voting the residence of a person employed in the service of the United States, a student at a seminary of learning, an inmate of an almshouse, or other asylum, is at the place of his residence immediately before he entered the service or institution.

The evidence in this case discloses that these students were in these election districts solely as students, and for the purpose of taking the college course in these institutions of learning, with no intention of remaining after the completion of these courses of study, but with no definite plans as to location after graduation.

The college year at the Agricultural College covers a period of five and a half months, from October 1st, to about March 15th, with a vacation of two weeks at Christmas, and another of about the same length at Easter.

The students of this college sleep during the college year in the dormitories located on the Experimental State Farm in the Town of Rose, provided and furnished by the state for the students.

They eat in a common dining room furnished by the state in one of the state buildings there.

The course of study is a three-years' course.

When they entered this college they came from the homes of their parents, who are farmers in various parts of the state, and they then gave to the Registrar of the College as their homes respectively, the homes of their parents on the farms from which they came.

At the close of the college year in March, those of them who had been students of that college during the college year which then closed, went back to the homes from which they came when they entered college, and worked on their parents farms, or farms in their neighborhood, from that time until the beginning of the next college year. Most of them testified that they were paid by their parents for such work wages ranging from \$20 to \$30 per month.

These students at the United Church Seminary are taking a theological course of four years.

They are there solely as students, and for the sole purpose of taking this course of study there.

They sleep and eat in the college building during the college year, and are away from there engaged in teaching, working on farms, or in other capacities during vacation.

The students of Hamline University are there for the sole purpose of taking the course of study there. They room and board in boarding houses, or private houses, near the college buildings, during the college year. When they entered this college they came from the homes of their parents, which are outside of this senatorial district.

Second subdivisions 2 and 3

Second subdivisions two (2) and three (3) of Section two hundred and thirty-five (235) of the Revised Laws, read as follows:

"2. A person shall not be considered to have lost his residence who leaves his home to go into another state or county in this state, for temporary purposes merely.

3. A person shall not be considered to have gained a residence in any county into which he has come for temporary purposes merely, without the intention of making such county his home."

It is generally held by the courts that where one leaves his home for the purpose of taking a definite course of study at an institution of learning, he leaves it for a temporary purpose merely.

Subdivision eight (8), of this Section two hundred and thirty-five (235), of the Revised Laws, read as follows:

“8. The residence of a single man shall be considered to be where he usually sleeps.”

In March, 1906, the Attorney General of this state, had before him the question of the right of students of the Gustavus Adolphus College at St. Peter, to vote there, and in an opinion on that question said of this Subdivision of that Section:

“Subsection eight (8), must be read in connection with the other parts of the section. Standing alone it is too indefinite to mean anything. A man's location when asleep has in fact no more to do with his residence than his location when awake.

A literal interpretation of Subdivision eight (8), of Section two hundred and thirty-five (235), would nullify the constitution, which is hardly possible. I think, however, that any student who came to St. Peter with the intention of remaining indefinitely and who considers that place his home should be permitted to vote there, but if any student who came to the local college intending to stay only during the school year with the intention of then returning to some other place which he considers his home, were permitted to vote it would in my opinion be a violation of the law.”

Third—If the students of the Agricultural College, who voted in the Town of Rose, voted for Mr. Hackney, and were not entitled to vote there, their number alone is sufficient to change the declared result of this election.

It appears from a certified copy of the poll list that at least 29 of them voted. Twenty-four of them testified that they voted.

But at the suggestion and under the direction of the attorneys for Mr. Hackney, each of these students refused to testify for which of the candidates for senator he voted, and placed his refusal to testify upon the grounds of the secrecy of the ballot.

If these students were illegal voters they ought not to be permitted to refuse to disclose for which of the candidates they voted.

McCrary, in his work on elections at Sections two hundred and ninety-seven (297), says:

“It is very clear that the rule which upon the grounds of public policy protects the legal voter against being compelled to disclose

for whom he voted does not protect a person who has voted illegally from making such disclosure. To give to that rule this wide scope would make it shield alike the right and the wrong, the honest and the dishonest. It was intended to protect the inviolable secrecy of an honest ballot, and thus the purity of the ballot box. It was not intended to be used in aid of the schemes of corrupt men to defeat the will of the people. It follows that having proven that A voted at the election in question, and that he was not a legal voter, he may be required to testify as to the person or persons for whom he voted."

Fourth—The question of the right of these students to vote in the election districts in which they did vote, is, under the constitution and statutes of this state, a question of law.

It has not been decided by the courts of Minnesota. Its decision here by the senate will determine the policy of this state. A wise decision of it is therefore of the utmost importance, not alone to the parties to this contest, but to the people of the state.

We, therefore, recommend that this matter be referred to the judiciary committee to determine and report whether these students in question were on the 6th day of November, 1906, residents of the election district in which they voted and entitled to vote therein.

JULIUS A. COLLIER.

THOMAS E. CASHMAN,

On motion of Mr. Hardy the Senate adjourned until tomorrow morning at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTEENTH DAY.

ST. PAUL, THURSDAY, January 31, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following members answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotzbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Coller,	Gunn,			

Quorum present.

Mr. Vail excused.

## PETITIONS AND COMMUNICATIONS.

Messrs. Thorpe, Briggs, Wright, Johnson, C. A., Sageng, Hanson, A. L., White offered petitions relating to a county local option law, from citizens of Kandiyohi, Houston, Meeker, Nicollet, Otter Tail, Norman and Dodge Counties, which were referred to the Committee on Temperance.

## MOTIONS AND RESOLUTIONS.

On motion of Mr. Hinton 1,000 copies of S. F. No. 177 were ordered printed.

On motion of Mr. Clague 500 copies were ordered printed of S. F. No. 111.

## COMMUNICATION FROM THE STATE GAME AND FISH COMMISSION.

STATE OF MINNESOTA,  
BOARD OF GAME AND FISH COMMISSIONERS.

ST. PAUL, January 29, 1907.

*Hon. A. O. Eberhart, Acting Governor:*

My Dear Governor: I desire to call your attention and through you to the State Senate, the conditions of our inter-state waters forming the boundary between our sister states and Minnesota, especially to that portion lying between the State of Wisconsin and our own state.

Minnesota is supposed to have jurisdiction over these waters jointly with her sister state, but both states have different laws in regard to their fishing, and friction has arisen in a great many cases between the respective departments appointed to enforce these laws. The Game and Fish Commission of Minnesota would urgently request that a committee of the Game and Fish Committee of the Senate be sent to Madison to meet a like committee from their honorable body, and try and arrange a uniform law covering these boundary waters and the fish therein, so that a uniform license system, or whatever other arrangements both bodies should mutually agree on, might be adopted. The Game and Fish Commission feel that this is a very important matter and deserves the serious consideration of your honorable body.

Hoping that this suggestion will meet with your approval, I remain,

Yours very truly,

SAM. F. FULLERTON,  
Ex. Agt.

Which was referred to the Committee on Game and Fish Laws.

## INTRODUCTION OF BILLS.

Mr. Briggs introduced—

S. F. No. 219, A bill for an act to repeal chapter three hundred and forty-two (342), Special Laws of the year one thousand eight hundred and seventy-nine (1879), relating to limiting of time of holding sessions of the Board of County Commissioners in Houston County, and regulating the fees of same.

Which was read the first time.

Mr. Briggs moved

That the rules be suspended and that

S. F. No. 219, A bill for an act to repeal chapter three hundred and forty-two (342), Special Laws of the year one thousand eight hundred and seventy-nine (1879), relating to limiting of time of holding sessions of the Board of County Commissioners in Houston County, and regulating the fees of same.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 219.

Was read the second time.

S. F. No. 219, A bill for an act to repeal chapter three hundred and forty-two (342), Special Laws of the year one thousand eight hundred and seventy-nine (1879), relating to limiting of time of holding sessions of the Board of County Commissioners in Houston County, and regulating the fees of same.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 51 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Fosseen,	Laybourn,	Seward,
Alderman,	Cooke,	Glotzbach,	Moonan,	Smith,
Anderson,	Dale,	Gunn,	Naeseth,	Stephens,
Bedford,	Donaldson,	Hackney,	Nelson,	Sullivan,
Briggs,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Calhoun,	Durment,	Hardy,	Peterson,	Thorpe,
Campbell,	Du Toit,	Hinton,	Pugh,	White,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

Mr. Stephens introduced—

S. F. No. 220, A bill for an act to amend section two thousand nine hundred and eighty-three (2983) of the Revised Laws of

one thousand nine hundred and five (1905), relative to the capitalization of banks of discount and deposit.

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Canfield introduced—

S. F. No. 221, A bill for an act to appropriate money for the contingent fund of the State Treasurer for the fiscal year ending July 31st, 1907.

Which was read the first time.

Mr. Canfield moved

That the rules be suspended and that

S. F. No. 221, A bill for an act to appropriate money for the contingent fund of the State Treasurer for the fiscal year ending July 31st, 1907.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 221.

Was read the second time.

Mr. Alderman introduced—

S. F. No. 222, A bill for an act to locate and establish the third state fish hatchery in the township of Deerwood at or within two miles of Deerwood postoffice in the County of Crow Wing, and to empower, authorize and direct the Board of Game and Fish Commissioners in the State of Minnesota to acquire a site therefor and to equip, develop and maintain the same, and to appropriate money therefor.

Which was read the first time and referred to the Committee on Game and Fish Laws.

Mr. Bedford introduced—

S. F. No. 223, A bill for an act to prohibit the corrupt influence of agents, employes or servants in relation to the principal's, employer's or master's business and to provide a penalty therefor.

Mr. Timberlake moved that the rules be suspended and

Which was read the first time and referred to the Committee on Labor.

Mr. Farrington introduced—

S. F. No. 224, A bill for an act to repeal chapter one hundred and sixty-five (165) of the General Laws of Minnesota for the year one thousand eight hundred and ninety-five (1895).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Johnson, C. A., introduced—

S. F. No. 225, A bill for an act providing a tax on the property securing the payment of any money or indebtedness and for the collection thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

#### REPORT OF STANDING COMMITTEES.

Mr. Dale, from the Committee on Education, to whom was referred—

S. F. No. 152, A bill for an act to amend sections five (5) and six (6) of chapter two hundred and eighty-nine (289) of the General Laws of Minnesota for the year one thousand nine hundred and three (1903), being "An act to authorize the reorganization of school districts in cities having a population of 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 5, A bill for an act to provide for the service of process upon foreign insurance companies doing business in this state and to prevent the removal to the Federal courts by such companies of any action commenced against them in courts of this state and

to provide for the revocation of the licenses of such companies in such cases.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. Nos. 56, 110, 118, 133, 134, 141, 145, 160, 161, 162, 163, 164, 165, 166, 167, 173, known as the uniform Insurance Legislation Bills, reports the recommendation of the committee that five hundred (500) copies of each of the said bills be printed for use by members and other parties interested and effected by the proposed legislation.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to whom was referred—

S. F. No. 186, A bill for an act to amend section one thousand six hundred and nineteen (1619), Revised Laws one thousand nine hundred and five (1905), relating to the publication of annual statements of insurance companies,

Reports the same back with the recommendation that said bill be amended as follows:

By inserting the words “and publish” after the word “accept” where it occurs in line 8 of section 1 of the original bill, and

By inserting the words “at the rates prescribed by law for legal publications” after the word “advertisement” where it occurs in line 8 of section 1 of said bill.

Adopted.

And that when so amended said bill do pass.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 68, A bill for an act to amend section three thousand one hundred and forty-eight (3148) of the Revised Laws of Min-

nesota, relating to the time and manner of holding the annual meeting and the election of vestry of the Protestant Episcopal church of Minnesota.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 216, being A bill for an act to legalize certain proceedings hereafter taken for the drainage of lands in certain cases.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 67, A bill for an act to amend section seven hundred and fifty-six (756) of the Revised Laws of one thousand nine hundred and five (1905), relating to villages and cities.

Reports same back with the recommendation that the title be amended by inserting before the word "villages" the words "amendments to charters of;" that section 1 thereof be amended by striking out of the second line the words "villages and elections," and inserting in lieu thereof the words "amendments to charters of cities and villages," and that when so amended the bill do pass.

Adopted.

Mr. Moonan, from the Committee on Judiciary, to which was referred—

S. F. No. 89, A bill for an act to amend section four thousand three hundred and sixty-two (4362), of chapter eighty (80), of the Revised Laws of the year one thousand nine hundred and five (1905), relating to judgment notwithstanding the verdict.

With the recommendation that section 1 thereof be amended by inserting in line 10, after the word "if," the following words,

"upon the evidence as it stood at the time such motion was made," and that when so amended it do pass.

Adopted.

Mr. Dunn, from the Committee on Judiciary, to which was referred—

S. F. No. 107, A bill for an act proposing an amendment to section one (1) of article nine (9) of the Constitution of the State of Minnesota, relating to taxation.

Reports same back with the recommendation that the last four lines of section 1 be stricken out and the following inserted in lieu thereof: "Provided further, that laws may be enacted exempting lands from taxation for the purpose of encouraging and promoting the planting and cultivation of useful forest trees thereon,"

And that when so amended it pass.

Adopted.

Mr. Collier, from the Committee on Judiciary, to which was referred—

S. F. No. 43, A bill for an act proposing an amendment to section twenty-three (23) of article four (4) of the Constitution of the State of Minnesota, relating to census and apportionment.

Reports the same back with the recommendation that the same do pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration.

S. F. Nos. 5, 43, 67, 68, 89, 107, 152, 186, 216.

Were read the second time.

Mr. Dale moved

That the rules be suspended and that

S. F. No. 216, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Be read the third time and put upon its final passage.

Which motion prevailed.

S. F. No. 216, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 51 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Clague,	Glotzbach,	McColl,	Seward,
Alderman,	Cooke,	Gunn,	Naeseth,	Smith,
Anderson,	Dale,	Hackney,	Nelson,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Pauly,	Swanson,
Briggs,	Dunn,	Hanson, H. E.,	Peterson,	Thorpe,
Calhoun,	Durment,	Hinton,	Poehler,	Weis,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Wilson,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Witherstine,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Works,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Clague in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 52, 63, 80, 91, 99, 122, 129, 16, 24.

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 13, 96, 199, 202.

Upon which they report progress and ask leave to sit again.

Also,

S. F. No. 81 to pass with the following amendment :

Amend S. F. No. 81 by striking out in the first line of its title the following words, to-wit: "of Minnesota;" also the words in first line in section 1, to-wit, "of Minnesota."

Mr. Clague moved that the report of the committee be adopted. Which motion prevailed.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted.

H. F. No. 160, A bill for an act to amend section 1618 of chapter 19, Revised Laws 1905, relating to insurance companies, and to repeal chapter 248 of the Session Laws 1905.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Dunn the Senate took a recess until 2 o'clock this afternoon.

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#### AFTERNOON SESSION.

##### SPECIAL ORDER.

The Senate reassembled at 2 o'clock P. M., the President in the chair.

Quorum present.

The election contest of Pierce Butler, contestant, vs. Joseph M. Hackney, contestee, was taken under consideration.

Mr. Dunn moved that the majority committee report, declaring the contestee entitled to retain his seat as Senator from the Thirty-seventh Senatorial District, be adopted.

Mr. Collier moved as a substitute that the minority report, recommending that the matter be referred to the Judiciary Committee, be adopted.

Opportunity was afforded the counsel for contesting parties to argue the case before the Senate.

Counsellors Edw. P. Sanborn and Ripley B. Brower appeared for contestant.

Counsellors Harris Richardson and Samuel Lord appeared for contestee.

Mr. Collier moved a call of the Senate.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotsbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Collier,	Gunn,			

Mr. Vail excused.

The question being taken on the substitute motion of Mr. Collier.

And the roll being called there were yeas 19 and nays 42, as follows :

Those who voted in the affirmative were :

Ahmann,	Du Toit,	Hardy,	Pauly,	Weis,
Cashman,	Farrington,	McColl,	Poehler,	Witherstine,
Collier,	Fitzpatrick,	McGowan,	Robinson,	Works,
Donaldson,	Glotsbach,	Moonan,	Schaller,	

Those who voted in the negative were :

Alderman,	Clague,	Hall,	Naeseth,	Stephens,
Anderson,	Cooke,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dale,	Hanson, H. E.,	Peterson,	Sundberg,
Briggs,	Dunn,	Hinton,	Pugh,	Swanson,
Calhoun,	Durment,	Johnson, C. A.,	Putnam,	Thorpe,
Campbell,	Elwell,	Johnson, V. L.,	Sageng,	White,
Canestorp,	Fosseen,	Johnston,	Seward,	Wilson,
Canfield,	Gunderson,	Laybourn,	Smith,	Wright,
Carpenter,	Gunn,			

So the substitute motion was not adopted.

The motion of Mr. Dunn that the majority committee report, declaring Joseph M. Hackney entitled to retain his seat as Senator from the Thirty-seventh Senatorial District was thereupon adopted.

## MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File herewith transmitted:

H. F. No. 89, A bill for an act to repeal chapter one hundred and seven (107), Special Laws one thousand eight hundred and eighty-one (1881), entitled "An act to regulate the salaries, compensations and fees of county officers of Goodhue County."

Also the passage by the House of the following resolution, in which the concurrence of the Senate is requested:

WHEREAS, The State of Minnesota is celebrated the world over for the excellence of its agricultural products, and

WHEREAS, Our delegation in Congress has, thus far, been ever on the alert to protect the farmers' products by wise and just tariff legislation.

*Be It Resolved*, On the part of the House, the Senate concurring, that we recommend and approve the active interest taken by our United States Senators and Representatives in Congress, in guarding and protecting the interests of the tillers of the soil and those owning agricultural properties, and especially do we wish to commend and approve the untiring energy and faithful efforts of Hon. J. T. McCleary, member of Congress from the Second District.

Also the passage by the House of the following House File herewith transmitted:

H. F. No. 204, A memorial to Congress of the United States in regard to calling a convention to propose amendments to the Constitution, giving Congress the power to regulate polygamy and polygamous cohabitation.

On motion of Mr. Calhoun the Senate adjourned until 11 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## SIXTEENTH DAY.

ST. PAUL, FRIDAY, February 1, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotzbach,	McColl,	Schaller,	Works,
Clague,	Gunn,	McGowan,	Seward,	Wright,
Coller,				

Quorum present.

Messrs. Vail, Gunderson were excused.

## PETITIONS AND COMMUNICATIONS.

Messrs. Durment, Sageng, Sundberg, and First Swedish Lutheran Church of St. Paul offered petitions relative to a county local option law from Citizens of Ramsey, Otter Tail and Kittson Counties, which were referred to the Committee on Temperance.

Mr. Sageng called up the following resolution and moved its adoption.

WHEREAS, Public sentiment in this state as shown generally by the opinions current among our citizens and especially by the almost unanimous attitude of our newspapers, is practically a unit in opposition to the so-called ship subsidy bill now pending in the Congress, and

WHEREAS, Such a law if enacted be of no material benefit to our citizens and taxpayers, but on the contrary a constant drain

upon the resources of the state for the benefit of the Hill-Harriman and Speckle's shipping interests and others;

*Therefore, Be It Resolved* by the Senate that we respectfully and earnestly request our Senators and Representatives in Congress to use all honorable means to defeat the said ship subsidy bill.

*Resolved, Further,* That the Secretary of the Senate be instructed to transmit copies of this resolution to our Senators and Representatives in Congress.

Mr. Sageng moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Hall,	Naeseth,	Stephens,
Alderman,	Cooke,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dale,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hardy,	Peterson,	Swanson,
Briggs,	Durment,	Hinton,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Farrington,	Johnston,	Robinson,	Wilson,
Canfield,	Fitzpatrick,	Laybourn,	Sageng,	Witherstine,
Carpenter,	Fosseen,	McColl,	Schaller,	Works,
Cashman,	Glotzbach,	McGowan,	Seward,	Wright,
Clague,	Hackney,	Moonan,	Smith,	

On motion of Mr. Clague further proceedings under the call was dispensed with.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 22 and nays 37, as follows:

Those who voted in the affirmative were:

Ahmann,	Farrington,	Hardy,	Naeseth,	Schaller,
Bedford,	Fitzpatrick,	McColl,	Nelson,	Weis,
Cashman,	Glotzbach,	McGowan,	Robinson,	Witherstine,
Coller,	Hanson, A. L.,	Moonan,	Sageng,	Works,
Du Toit,	Hanson, H. E.,			

Those who voted in the negative were:

Alderman,	Clague,	Hackney,	Pauly,	Sullivan,
Anderson,	Cooke,	Hall,	Peterson,	Sundberg,
Briggs,	Dale,	Hinton,	Pugh,	Swanson,
Calhoun,	Dunn,	Johnson, C. A.,	Putnam,	Thorpe,
Campbell,	Durment,	Johnson, V. L.,	Seward,	White,
Canestorp,	Elwell,	Johnston,	Smith,	Wilson,
Canfield,	Fosseen,	Laybourn,	Stephens,	Wright,
Carpenter,	Gunn,			

So the resolution was not adopted.

On motion of Mr. Johnson, C. A., 500 copies of S. F. No. 225 were ordered printed.

## MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House, of the following Senate File herewith transmitted:

S. F. No. 219, A bill for an act to repeal chapter 342, Special Laws of the year 1879, relating to limiting of time of holding sessions of the Board of County Commissioners in Houston County, and regulating the fees of the same.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted.

H. F. No. 40, A bill for an act to amend section 768, of the Revised Laws of Minnesota, 1905, relating to the limitation of actions brought for recovering damages for injuries sustained by reason of any defect in the street, road, bridge or other public place, or by reason of negligence of the officer, agent or servant of any city, village or borough without previous written notice of claim for such injury.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 216, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

## INTRODUCTION OF BILLS.

Mr. Hinton introduced—

S. F. No. 226, A bill for an act to prevent candidates for elective offices pledging themselves, without the knowledge of the electors, to favor or to oppose measures and bills, and to prevent the solicitation of such pledges from such candidates.

Which was read the first time and referred to the Committee on Elections.

Mr. Durment introduced—

S. F. No. 227, A bill for an act to authorize cities in the state of Minnesota now or hereafter having a population of more than 50,000 inhabitants, to issue and sell bonds in aid of the construction of public high school buildings and for acquiring suitable sites and grounds therefor.

Which was read the first time and referred to the Committee on Ramsey, Hennepin and St. Louis Counties.

Mr. Hanson, A. L. (by request), introduced—

S. F. No. 228, A bill for an act to establish a State Normal School at Thief River Falls.

Which was read the first time and referred to the Committee on State Normal Schools.

Mr. Hanson, A. L. (by request), introduced—

S. F. No. 229, A bill for an act to establish a State Normal School at Bemidji.

Which was read the first time and referred to the Committee on State Normal Schools.

Mr. Thorpe introduced—

S. F. No. 230, A bill for an act to amend section two thousand and ninety-one (2091), of chapter twenty-eight (28), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the Railroad and Warehouse Commission.

Which was read the first time and referred to the Committee on Grain and Warehouses.

Mr. Glotzbach introduced—

S. F. No. 231, A bill for an act to amend chapter twenty-six (26) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), requiring the attendance upon school of deaf children or youth.

Which was read the first time and referred to the Committee on Deaf, Dumb and Blind.

Mr. Hall introduced—

S. F. No. 232, A bill for an act providing for the appointment of probate clerks and for the payment of their salary.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 233, A bill for an act fixing the salaries of County Treasurers in counties having, or which hereafter may have a population of 150,000 inhabitants, or over and not more than 250,000 inhabitants, and providing help and compensation therefor in County Treasurers' offices in such counties.

Which was read the first time.

Mr. Durment moved—

That the rules be suspended and that

S. F. No. 233, A bill for an act fixing salaries of County Treasurers in counties having, or which hereafter may have, a population of 150,000 or over, and not more than 250,000 inhabitants, and providing help and compensation therefor in County Treasurers' offices in such counties.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 233.

Was read the second time.

S. F. No. 233, A bill for an act fixing salaries of County Treasurers in counties having or which hereafter may have, a population of 150,000 or over, and not more than 250,000 inhabitants, and providing help and compensation therefor in County Treasurers' offices in such counties.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Gunn,	Johnston,	Robinson,
Anderson,	Dunn,	Hackney,	McGowan,	Sullivan,
Bedford,	Durment,	Hall,	Naeseth,	Sundberg,
Briggs,	Elwell,	Hanson, H. E.,	Nelson,	White,
Calhoun,	Fitzpatrick,	Hardy,	Pauly,	Wilson,
Canestorp,	Fosseccn,	Hinton,	Poehler,	Works,
Cashman,	Glotzbach,	Johnson, V. L.,	Pugh,	Wright,
Coller,				

So the bill passed and its title was agreed to.

Mr. Swanson (by request), introduced—

S. F. No. 234, A bill for an act to amend chapter 271, of the General Laws of Minnesota for 1905, relating to the notice of expiration of redemption on tax judgment sales.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 235, A bill for an act to amend chapter three hundred and thirty-eight (338), of the General Laws of Minnesota for the year one thousand nine hundred and five (1905), appropriating money out of the internal improvement fund to aid in building bridges and constructing and draining roads in certain townships, villages and counties in this state.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunn introduced—

S. F. No. 236, A bill for an act to establish a Municipal Court in the Village of International Falls in the County of Koochiching and State of Minnesota.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hackney introduced—

S. F. No. 237, A bill for an act to permit legal publication of annual statements of insurance companies in Insurance Journals, under certain conditions.

Which was read the first time and referred to the Committee on Insurance.

Mr. Dale introduced—

S. F. No. 238, A bill for an act to legalize certain acknowledgements taken by officers, directors or stockholders of corporations, as notaries public, of instruments in which the corporation is interested.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson (by request), introduced—

S. F. No. 239, A bill for an act prohibiting any person, firm, corporation or association of persons from selling goods, wares or merchandise from requiring that the purchaser not to sell or deal in the goods, wares or merchandise of any other person, firm, corporation or association of persons.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wright (by request), introduced—

S. F. No. 240, A bill for an act to amend chapter one hundred and sixty-three (163), of the General Laws of one thousand nine hundred and five (1905), providing for the appointment of a State Highway Commission and defining its powers and duties, and providing for the construction and repair of public highways by extending state aid for that purpose to the several counties therein, and levying a tax therefor.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Stephens introduced—

S. F. No. 241, A bill for an act to legalize the foreclosure of mortgages by advertisement, where the power of attorney to foreclose the same has not been executed, or where the same has been executed but has not been recorded or filed for record until after the mortgage foreclosure sale.

Which was read the first time and referred to the Committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 135, "A bill for an act to amend sections 3462, 3463 and 3480, Revised Laws, Minnesota, 1905,"

Reports same back with the recommendation that the title thereof amended by adding at the end the words, "relating to filing of chattel mortgages; that section 1 thereof, be amended by striking out of the seventh line the words "if not," and inserting in lieu thereof the words "with the register of deeds of the county," and by striking out of the tenth line thereof, the word "places" and inserting in lieu thereof the word "counties;" and by striking out of the nineteenth line thereof the word "any," and inserting in lieu thereof the word "each," and that when so amended the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 176, "A bill for an act to provide for the purchase of a silver service for the Battleship "Minnesota" and to appropriate money therefor."

Reports the same back with the recommendation that the same do pass.

Adopted and referred to the Finance Committee.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 108, reports the same back with the recommendation that it be amended to read: Line five (5), section one (1), 80 per cent of the money so received, and that line seven (7), section two (2), of the same be amended to read, towns, villages and cities for 80 per cent of the amount received, and that when so amended, the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 179, reports the same back with the recommendation

that line nine (9), section one (1), be amended to read, "the sum of \$5,000," instead of "\$10,000," as therein set forth, and that when so amended the bill do pass.

## ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed—

S. F. Nos. 24, 16, 80, 99, 52 and 81.

Which report was agreed to.

Mr. Sullivan moved that when the Senate adjourn it adjourn until next Tuesday forenoon at 11 o'clock.

Mr. Nelson moved to amend by making the time Monday forenoon at 11 o'clock, which amendment was lost.

Mr. Clague moved as a substitute of all motions to adjourn until tomorrow at 11 o'clock.

Which was lost.

The question then recurred on the original motion of Mr. Sullivan, which prevailed.

## FIRST READING OF HOUSE BILLS.

H. F. No. 160, A bill for an act to amend section 1618 of chapter 19, Revised Laws, 1905, relating to insurance companies, and to repeal chapter 248 of Session Laws, 1905.

Was read the first time.

Mr. Laybourn moved that the rules be suspended and that

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 160.

Was read the second time.

H. F. No. 160, A bill for an act to amend section 1618 of chapter 19, Revised Laws, 1905, relating to insurance companies, and to repeal chapter 248 of Session Laws, 1905.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fosseen,	Johnson, V. L.,	Pugh,
Alderman,	Clague,	Glotsbach,	Johnston,	Sageng,
Anderson,	Collier,	Gunn,	Laybourn,	Seward,
Bedford,	Cooke,	Hackney,	McColl,	Sullivan,
Briggs,	Dale,	Hall,	Naeseth,	Sundberg,
Calhoun,	Dunn,	Hanson, A. L.,	Nelson,	White,
Campbell,	Durment,	Hanson, H. E.,	Pauly,	Wilson,
Canestorp,	Du Toit,	Hardy,	Peterson,	Witherstine,
Canfield,	Elwell,	Johnson, C. A.,	Pochler,	

So the bill passed and its title was agreed to.

H. F. No. 89, A bill for an act to repeal chapter 107, Special Laws, 1881, entitled "An act to regulate the salaries, compensation and fees of county officers of Goodhue County.

Which was read the first time and referred to the Committee on Towns and Counties.

#### SECOND READING OF SENATE BILLS.

Being under consideration.

S. F. Nos. 108, 135 and 179.

Were read the second time.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 40, A bill for an act to amend section 768, of the Revised Laws of Minnesota, 1905, relating to the limitation of actions brought for recovering damages for injuries sustained by reason of any defect in the street, road, bridge or other public place, or by reason of the negligence of the officer, etc.

Which was read the first time and referred to the Committee on Judiciary.

H. F. No. 204, A bill for an act, a memorial to Congress of the United States, in regard to calling a convention to propose amendments to the constitution, giving Congress the power to regulate polygamy and polygamous cohabitation.

Which was read the first time and referred to the Committee on Judiciary.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Dale in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. No. 96.

Which they report back and recommend that it be referred to Finance Committee, without losing its place on General Orders.

S. F. No. 19.

Upon which they report progress and ask leave to sit again.

Also the adoption of the following amendments to S. F. No. 13, on which bill progress is reported with request to sit again.

1. By striking out the following words and figures in the first line of the title of said bill, as follows: "Chapter No. 14," and "Minnesota."

2. By striking out the following words and figures in the first line of section one (1), to-wit.: "Chapter No. 14," and "of Minnesota."

3. By striking out the following words in the third line of section one (1), to-wit.: "Additional powers of boards in independent districts."

4. By inserting after the word "bank," where it appears in subdivision five (5), in the first line thereof, the following words: "or banks."

5. By striking out after the word "probably," in the third line of subdivision 5 the words: "coming into the treasury of the school

district annually," and inserting in lieu thereof the following: "be in the treasury at any one time during the year."

6. By striking out all of the three last lines of said subdivision five (5), and inserting in lieu thereof the following words, to-wit.:

*"Provided, That whenever any portion of the funds of an independent school district shall be deposited by the treasurer thereof, such treasurer and the sureties on his bond shall be exempt from liability for the loss of any such deposited funds, from the failure, bankruptcy, or other acts of the depository, to the extent and amount of such funds so lost then in the hands of such depository."*

Also,

S. F. No. 98, to pass, with the following amendments:

Amend S. F. No. 98, by striking out in the first line of its title the following words and figures: "Chapter 74," and in the second line thereof the word, "Minnesota."

Also, the following words and figures in the first line of section 1, to-wit.: "Chapter 74," and "Minnesota."

Also, S. F. No. 202, to pass, with the following amendments:

Strike out the word "and," in the seventh subdivision of section one, and in line fourteen of said bill, and insert in lieu thereof the following: "Second Assistant Librarian one thousand dollars and."

Amend section 1 thereof, by striking out of subdivision 8, the words: "and one thousand dollars additional, payable monthly from each county in their respective districts, having a population of seventy-five thousand or more," and insert in lieu thereof, the words: "and in any county having a population of more than two hundred thousand, there shall be paid annually by such county to each judge of the District Court for such county, one thousand dollars additional, payable monthly."

Mr. Dale moved that the report of the Committee be adopted.

Which motion prevailed.

On motion of Mr. Hardy the Senate adjourned until Tuesday forenoon at 11 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## SEVENTEENTH DAY.

ST. PAUL, TUESDAY, February 5, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Gunn,	Moonan,	Stephens,
Alderman,	Dale,	Hackney,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hall,	Nelson,	Sundberg.
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Briggs,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Calhoun,	Du Toit,	Hardy,	Poehler,	Weis,
Campbell,	Elwell,	Hinton,	Pugh,	White,
Canfield,	Farrington,	Johnson, C. A.,	Putnam,	Wilson,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Witherstone,
Cashman,	Fosseen,	Laybourn,	Sageng,	Works,
Clague,	Glotsbach,	McColl,	Schaller,	Wright,
Coller,	Gunderson,	McGowan,	Seward,	

Quorum present.

Messrs. Canestorp, Johnston, Smith, Vail excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Seward offered—

A petition relating to a proposed county local option law, from citizens of Lyon County,

Which was referred to the Committee on Temperance.

Mr. Hanson, A. L., offered—

A petition relating to a proposed county local option law, from citizens of Beltrami, Red Lake and Clearwater Counties.

Which was referred to the Committee on Temperance.

Mr. Sundberg offered—

A petition relating to a proposed county local option law, from citizens of Roseau and Kittson Counties.

Which was referred to the Committee on Temperance.

Mr. Sageng offered—

Petitions relating to a proposed county local option law, from citizens of Otter Tail County,

Which was referred to the Committee on Temperance.

MOTIONS AND RESOLUTIONS.

Mr. Calhoun moved that S. F. No. 186 be rereferred to Committee on Insurance without losing its place on General Orders.

Which motion prevailed.

Mr. Fosseen moved that S. F. No. 214 be referred to its author.

Which motion prevailed.

Mr. Canfield offered the following resolution:

WHEREAS, There was reported in the House of Representatives of the United States (S. 5133) upon January eleventh, nineteen hundred and seven, an act passed by the Senate of the United States entitled "An act to promote the safety of employees and travellers upon railroads by limiting the hours of services of employees thereon," and

WHEREAS, The interests of travellers upon railroads of the United States and of the employees thereon demand the speedy enactment into law of this measure;

*Therefore Be it Resolved* by the Senate and House of Representatives of the State of Minnesota that the Representatives in Congress from the State of Minnesota be requested to use their votes and influence to secure an immediate favorable report upon, and the passage of said act (S. 5133) entitled "An act to promote the safety of employees and travellers upon railroads by limiting the hours of service of employees thereon."

*Be it Further Resolved*, That one copy of this resolution be sent to the Speaker of the House of Representatives of the United States, one copy to the chairman of the Committee on Interstate and Foreign Commerce of said House, and to each member of Congress from the State of Minnesota.

Mr. Calhoun gave notice of debate, so the resolution went over under the rules.

## ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled

S. F. No. 216 and 219,

Which report was agreed to.

## ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the committee had examined, read, compared and found truly engrossed

S. F. Nos. 98 and 202,

Which report was agreed to.

## INTRODUCTION OF BILLS.

Mr. Elwell introduced—

S. F. No. 242, A bill for an act authorizing the State Drainage Commission to co-operate with the United States government in making a topographical survey and map of the State of Minnesota.

Which was read the first time and referred to the Committee on Drainage.

Mr. Durment (by request) introduced—

S. F. No. 243, A bill for an act requiring corporations and associations doing a guaranty, surety or fidelity business to maintain a premium reserve fund, etc.,

Which was read the first time and referred to the Committee on Insurance.

Mr. Nelson introduced—

S. F. No. 244, A bill for an act to amend section two thousand six hundred and sixty-eight (2668), chapter forty-seven (47), Revised Laws one thousand nine hundred and five (1905), relating to removal from office by governor.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Nelson introduced—

S. F. No. 245, A bill for an act to limit the issue and use of stocks, bonds and certain certificates of indebtedness of corporations engaged as common carriers within the state, and to prohibit consolidation of such carriers and control of one carrier by another without permission from the Railroad and Warehouse Commission.

Which was read the first time and referred to the Committee on Railroads.

Mr. Fosseen introduced—

S. F. No. 246, A bill for an act proposing the amendment of section 32a of article 4 of the Constitution of Minnesota relating to the taxation of railroads.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

On motion of Mr. Fosseen 1,000 copies were ordered printed.

Mr. Canfield introduced—

S. F. No. 247, A bill for an act providing that all contracts in writing expressing a consideration shall import a consideration,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield introduced—

S. F. No. 248, A bill for an act to amend sections one hundred and eighty-one (181), one hundred and eighty-four (184), one hundred and ninety-two (192), two hundred and four (204) and two hundred and eleven (211) of the Revised Laws one thousand nine hundred and five (1905), to authorize the holding of conventions of political parties to recommend candidates for office; and provide for the nomination of candidates for state offices by primary election.

Which was read the first time and referred to the Committee on Elections.

On motion of Mr. Canfield 1,000 copies of S. F. No. 248 were ordered printed.

Mr. Canfield introduced—

S. F. No. 249, A bill for an act to classify property transported as freight in Minnesota by railroads operating as common carriers therein, to fix the maximum charge for the transportation of each class of freight in carload lots, including the initial charge incident to the acceptance and receipt of the shipment, the charge for the haul of each five miles or distance nearest thereto, etc.

Which was read the first time and referred to the Committee on Railroads.

Mr. Seward introduced—

S. F. No. 250, A bill for an act to amend section four hundred and twenty-three (423), Revised Laws one thousand nine hundred and five (1905), relating to salaries of county commissioners.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Clague introduced—

S. F. No. 251, A bill for an act requiring express companies and telegraph companies each to reduce its rates on all business done wholly within this state.

Which was read the first time and referred to the Committee on General Legislation.

Messrs. Clague and Hall introduced—

S. F. No. 252, A bill for an act to appropriate money to aid in the construction of a bridge across the Minnesota River.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Dunn introduced—

S. F. No. 253, A bill for an act authorizing cities of 50,000 to issue bonds for park purposes.

Which was read the first time and referred to Ramsey, Hennepin and St. Louis Delegations.

Mr. Sullivan introduced—

S. F. No. 254, A bill for an act for the establishment of a new

judicial district to be known as the twentieth judicial district, and to fix dates for holding terms of court therein.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 255, A bill for an act to amend section four thousand five hundred and twenty-four (4524) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to justification of sureties on official and other bonds.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hackney introduced—

S. F. No. 256, A bill for an act to authorize cities in the State of Minnesota now or hereafter having a population of more than 50,000 inhabitants, to issue bonds for the purpose of aiding in the construction of main sewers.

Which was read the first time and referred to Ramsey, Hennepin and St. Louis Delegations.

Mr. Hackney introduced—

S. F. No. 257, A bill for an act to give the Regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in section 21, township 29, range 23 west, to the United States government for purpose of erecting a building for the weather bureau or for other agricultural purposes.

Which was read the first time.

Mr. Hackney moved

That the rules be suspended and that

S. F. No. 257, A bill for an act to give the Regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in section 21, township 29, range 23 west, to the United States government for purpose of erecting a building for the weather bureau or for other agricultural purposes.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 257

Was read the second time.

S. F. No. 257, A bill for an act to give the Regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in section 21, township 29, range 23 west, to the United States government for purpose of erecting a building for the weather bureau or for other agricultural purposes.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 53 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	Moonan,	Sullivan
Alderman,	Donaldson,	Hall,	Nelson,	Sundberg,
Anderson,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Briggs,	Du Toit,	Hardy,	Pugh,	Weis,
Calhoun,	Elwell,	Hinton,	Putnam,	White,
Campbell,	Farrington,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Glotzbach,	Laybourn,	Schaller,	Works,
Cashman,	Gunderson,	McColl,	Seward,	Wright,
Clague,	Gunn,	McGowan,		

So the bill passed and its title was agreed to.

Mr. Witherstine introduced—

S. F. No. 258, A bill for an act to provide for summer sessions at the Normal Schools and appropriate money therefor.

Which was read the first time and referred to the Committee on Normal Schools.

Mr. Hanson, H. E., introduced—

S. F. No. 259, A bill for an act exempting mutual fire, hail and tornado insurance unincorporated associations, maintained exclusively by the members of one church or of one religious denomination, from the laws of this state regulating insurance.

Which was read the first time and referred to the Committee on Insurance.

Mr. Johnson, C. A., introduced—

S. F. No. 260, A bill for an act to authorize the sale of certain land owned by the State of Minnesota, and with the moneys arising therefrom, together with the money received from the condemnation and taking for railroad purposes of certain other land, to purchase other lands for the use of the St. Peter State Hospital for Insane.

Which was read<sup>d</sup> the first time and referred to the Committee on Hospitals for Insane.

#### REPORTS OF STANDING COMMITTEES.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 120, reports the same back with the recommendation that the bill do pass.

Adopted.

On motion of Mr. Nelson 500 copies of S. F. No. 245 were ordered printed.

On motion of Mr. Hall, the following concurrent House resolution was referred to the senatorial delegation from the Second District.

WHEREAS, The State of Minnesota is celebrated the world over for the excellence of its agricultural products, and

WHEREAS, Our delegation in Congress has, thus far, been ever on the alert to protect the farmers' products by wise and just tariff legislation.

*Be It Resolved*, On the part of the House, the Senate concurring, that we recommend and approve the active interest taken by our United States Senators and Representatives in Congress, in guarding and protecting the interests of the tillers of the soil and those owning agricultural properties, and especially do we wish to commend and approve the untiring energy and faithful efforts of Hon. J. T. McCleary, member of Congress from the Second District.

#### SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. No. 120

Was read the second time.

THIRD READING OF SENATE BILLS.

S. F. No. 52, A bill for an act to prevent the use of language intended or naturally tending to provoke an assault or any breach of the peace.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 50 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Laybourn,	Sageng,
Alderman,	Cooke,	Gunn,	McColl,	Schaller,
Anderson,	Dale,	Hackney,	McGowan,	Seward,
Bedford,	Donaldson,	Hall,	Moonan,	Sullivan,
Briggs,	Durment,	Hanson, A. L.,	Nelson,	Swanson,
Calhoun,	Du Toit,	Hanson, H. E.,	Pauly,	Thorpe,
Campbell,	Elwell,	Hardy,	Poehler,	White,
Canfield,	Farrington,	Hinton,	Pugh,	Witherstone,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Putnam,	Works,
Cashman,	Fosseen,	Johnson, V. L.,	Robinson,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 63, A bill for an act to reimburse citizens of Crookston for money expended in maintaing the Branch School of Agriculture at that place.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunn,	Moonan,	Stephens,
Alderman,	Cooke,	Hackney,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hall,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Thorpe,
Briggs,	Durment,	Hanson, H. E.,	Poehler,	Weis,
Calhoun,	Du Toit,	Hardy,	Putnam,	White,
Campbell,	Elwell,	Hinton,	Robinson,	Wilson,
Canfield,	Farrington,	Johnson, C. A.,	Sageng,	Witherstone,
Carpenter,	Fosseen,	Johnson, V. L.,	Seward,	Wright,
Cashman,	Gunderson,	Laybourn,		

Mr. Fitzpatrick voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 80, A bill for an act to require town clerks to report names and addresses of newly elected town officers.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Nelson,	Sullivan,
Anderson,	Dale,	Hackney,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hall,	Poehler,	Thorpe,
Briggs,	Dunn,	Hanson, A. L.,	Putnam,	Weis,
Calhoun,	Du Toit,	Hanson, H. E.,	Robinson,	White,
Campbell,	Elwell,	Johnson, C. A.,	Sageng,	Wilson,
Canfield,	Farrington,	Johnson, V. L.,	Schaller,	Witherstine,
Carpenter,	Fitzpatrick,	Laybourn,	Seward,	Works,
Cashman,	Fosseen,	Moonan,	Stephens,	Wright,
Clague,	Gunderson,			

So the bill passed and its title was agreed to.

S. F. No. 81, A bill for an act to amend section 4339 of the Revised Laws of Minnesota 1905, relating to costs in actions for labor.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Donaldson,	Hanson, H. E.,	Poehler,	Thorpe,
Bedford,	Dunn,	Johnson, C. A.,	Robinson,	Weis,
Briggs,	Du Toit,	Johnson, V. L.,	Sageng,	White,
Canfield,	Farrington,	Laybourn,	Schaller,	Wilson,
Carpenter,	Fitzpatrick,	Moonan,	Seward,	Witherstine,
Cashman,	Fosseen,	Naeseth,	Stephens,	Works,
Clague,	Gunn,	Nelson,	Sullivan,	Wright,
Cooke,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 91, A bill for an act to amend section 4095 of chapter

77 of the Revised Laws of the State of Minnesota relating to the venue of civil actions.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hall,	Nelson,	Sullivan,
Alderman,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg.
Anderson,	Dunn,	Hanson, H. E.,	Poehler,	Swanson,
Bedford,	Du Toit,	Hardy,	Pugh,	Thorpe,
Campbell,	Farrington,	Hinton,	Putnam,	Vail,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Wilson,
Carpenter,	Fosseen,	Johnson, V. L.,	Sageng,	Witherstine,
Cashman,	Gunderson,	Moonan,	Schaller,	Works,
Clague,	Gunn,	Naeseth,	Seward,	Wright,
Cooke,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 99, A bill for an act to authorize Boards of County Commissioners to purchase ditching machines for highway purposes and control the use thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 39 and nays 5, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Nelson,	Swanson,
Alderman,	Dale,	Gunn,	Pauly,	Thorpe,
Anderson,	Donaldson,	Hackney,	Poehler,	White,
Briggs,	Dunn,	Hall,	Pugh,	Wilson,
Calhoun,	Durment,	Johnson, C. A.,	Robinson,	Witherstine,
Campbell,	Farrington,	Johnson, V. L.,	Sageng,	Works,
Carpenter,	Fosseen,	Moonan,	Sullivan,	Wright,
Cashman,	Glottzbach,	Naeseth,	Sundberg.	

Those who voted in the negative were:

Bedford,	Hanson, A. L.,	Hanson, H. E.,	Hardy,	Stephens,
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So the bill passed and its title was agreed to.

S. F. No. 122, A bill for an act to provide for a county board of five members in all counties of the state wherever by special law such board now consists of but four members, etc.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 51 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	Moonan,	Stephens,
Alderman,	Donaldson,	Hall,	Naeseth,	Sundberg,
Anderson,	Dunn,	Hanson, A. L.,	Nelson,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Pauly,	Thorpe,
Briggs,	Du Toit,	Hardy,	Poehler,	Weis,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Pugh,	White,
Canfield,	Forsen,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Glotsbach,	Laybourn,	Sageng,	Witherstine,
Cashman,	Gunderson,	McColl,	Schaller,	Works,
Clague,	Gunn,	McGowan,	Seward,	Wright,
Cooke,				

So the bill passed and its title was agreed to.

S. F. No. 129, A bill for an act to amend section 574, Revised Laws 1905, relative to a contingent fund and expenses.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 52 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunderson,	Laybourn,	Schaller,
Alderman,	Cooke,	Gunn,	McColl,	Seward,
Anderson,	Dale,	Hackney,	McGowan,	Stephens,
Bedford,	Donaldson,	Hall,	Moonan,	Sundberg,
Briggs,	Dunn,	Hanson, A. L.,	Naeseth,	Swanson,
Calhoun,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Campbell,	Du Toit,	Hardy,	Pugh,	Weis,
Canfield,	Elwell,	Hinton,	Putnam,	White,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Witherstine,
Cashman,	Forsen,	Johnson, V. L.,	Sageng,	Wright,
Clague,	Glotsbach,			

So the bill passed and its title was agreed to.

S. F. No. 16, A bill for an act authorizing judges of the District Court to fix the time petit jurors shall be convened, and directing the drawing and summoning of jurors in such cases.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being caled there were yeas 49 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Moonan,	Sundberg,
Alderman,	Dale,	Hackney,	Naeseth,	Swanson,
Anderson,	Donaldson,	Hall,	Nelson,	Thorpe,
Bedford,	Durment,	Hanson, A. L.,	Pauly,	Weis,
Calhoun,	Du Toit,	Hanson, H. E.,	Putnam,	White,
Campbell,	Elwell,	Hardy,	Robinson,	Wilson,
Carpenter,	Farrington,	Johnson, C. A.,	Sageng,	Witherstine,
Cashman,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Works,
Clague,	Fosseen,	Laybourn,	Seward,	Wright,
Coller,	Gunderson,	McGowan,	Sullivan,	

So the bill passed and its title was agreed to.

S. F. No. 24, A bill for an act to prohibit the desecration of Memorial Day, and provide punishment thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays 3, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Gunn,	Moonan,	Stephens,
Anderson,	Donaldson,	Hackney,	Naeseth,	Sullivan,
Bedford,	Durment,	Hall,	Nelson,	Sundberg,
Briggs,	Du Toit,	Hanson, A. L.,	Poehler,	Thorpe,
Calhoun,	Elwell,	Hanson, H. E.,	Pugh,	Weis,
Carpenter,	Farrington,	Hinton,	Putnam,	Wilson,
Cashman,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Witherstine,
Clague,	Fosseen,	Johnson, V. L.,	Schaller,	Works,
Cooke,	Gunderson,	Laybourn,	Seward,	Wright,

Those who voted in the negative were:

Ahmann,	Glotsbach,	Robinson,
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So the bill passed and its title was agreed to.

On motion of Mr. Calhoun, the Senate adjourned till tomorrow morning at 11 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## EIGHTEENTH DAY.

ST. PAUL, WEDNESDAY, February 6, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Coller,	Gunderson,	McGowan,	Smith,
Alderman,	Cooke,	Gunn,	Moonan,	Stephens,
Anderson,	Dale,	Hackney,	Naeseth,	Sullivan,
Bedford,	Donaldson,	Hall,	Nelson,	Sundberg,
Briggs,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Calhoun,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Campbell,	Du Toit,	Hardy,	Poehler,	Weis,
Canestorp,	Elwell,	Hinton,	Putnam,	White,
Canfield,	Farrington,	Johnson, C. A.,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Peterson,	Witherstine,
Cashman,	Forsen,	Johnston,	Schaller,	Works,
Clague,	Glotsbach,	Laybourn,	Seward,	Wright,

Quorum present.

Messrs. Vail, Pugh, McCall excused.

## PETITIONS.

Mr. Anderson offered—

Petitions relating to a proposed county local option law, from citizens of Freeborn County.

Which was referred to the Committee on Temperance.

Mr. Naeseth offered—

Petitions relating to a proposed county local option law, from citizens of Goodhue County.

Which was referred to the Committee on Temperance.

## MOTIONS AND RESOLUTIONS.

Mr. Canfield called up the following resolution and moved its adoption.

WHEREAS, There was reported in the House of Representatives of the United States (S. 5133) upon January eleventh, nineteen hundred and seven, an act passed by the Senate of the United States entitled "An act to promote the safety of employees and travellers upon railroads by limiting the hours of service of employees thereon," and

WHEREAS, The interests of travellers upon railroads of the United States and of the employees thereon demand the speedy enactment into law of this measure;

*Therefore Be it Resolved* by the Senate and House of Representatives of the State of Minnesota that the Representatives in Congress from the State of Minnesota be requested to use their votes and influence to secure an immediate favorable report upon, and the passage of said act (S. 5133) entitled "An act to promote the safety of employees and travellers upon railroads by limiting the hours of service of employees thereon."

*Be it Further Resolved*, That one copy of this resolution be sent to the Speaker of the House of Representatives of the United States, one copy to the chairman of the Committee on Interstate and Foreign Commerce of said House, and to each member of Congress from the State of Minnesota.

Mr. Seward moved as a substitute that the resolution be referred to the Committee on Railroads.

The question being taken on the adoption of the substitute motion,

And the roll being called there were yeas 18 and nays 37, as follows:

Those who voted in the affirmative were:

Alderman,	Campbell,	Hall,	Putnam,	Stephens,
Anderson,	Collier,	Hardy,	Seward,	Sullivan,
Briggs,	Du Toit,	Hinton,	Smith,	Thorpe,
Calhoun,	Gunn,	Laybourn.		

Those who voted in the negative were:

Ahmann,	Donaldson,	Hanson, H. E.,	Pauly,	Swanson,
Bedford,	Elwell,	Johnson, C. A.,	Peterson,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Poehler,	White,
Canfield,	Fitzpatrick,	McGowan,	Robinson,	Wilson,
Carpenter,	Forsen,	Moonan,	Sageng,	Witherstone,
Cashman,	Glotsbach,	Naeseth,	Schaller,	Works,
Clague,	Gunderson,	Nelson,	Sundberg,	Wright,
Dale,	Hackney,			

So the substitute was not adopted.

At the suggestion of several members the author did not press the vote, but consented to further consideration of the resolution tomorrow.

Mr. Wilson offered the following resolution:

WHEREAS, At this, and previous sessions of this Legislature many bills have been introduced to increase the number of judicial districts in this state, and whereas, it is a matter of common knowledge that great inequality now exists between the several judicial districts in this state in respect to the amount of litigation and therefore in the amount of work required of the judges in said districts, and whereas, it is the common belief that it is unnecessary, at this time, to increase the number of judicial districts if the said districts were rearranged so as to properly apportion the work to be done by the several judges of this state, and therefore,

*Be it Resolved* by the Senate, the House concurring, that a committee of three on the part of the Senate, and of five on the part of the House be appointed to formulate and present to the Legislature for enactment at this session a bill reapportioning and rearranging the several judicial districts of this state, and if necessary fixing the terms of court in the several counties of the several districts under such rearrangement.

Adopted.

Mr. Putnam moved that S. F. No. 43 be referred to the Committee on Reapportionment and not lose its place on General Orders.

Which motion prevailed.

Mr. Peterson offered the following resolution:

WHEREAS, in the case of Pierce Butler, contestant, against Joseph M. Hackney, contestee, lately determined by this body, briefs were presented by each of the parties, covering the law relating to contests very fully and completely, and the same will be useful to future Legislatures, therefore,

*Be it Resolved*, That the Secretary of the Senate procure sufficient copies of the testimony that has already been printed, together with the briefs of both contestant and contestee, and the reports of the Elections Committee, and that he, in connection with

the State Librarian, be instructed to have the same bound in one volume and a copy furnished to each of the members of this Senate and twenty-five (25) copies placed in the State Library.

Mr. Sageng gave notice of debate, so the resolution went over under the rules.

#### INTRODUCTION OF BILLS.

Mr. Fosseen introduced—

S. F. No. 261, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Elwell (by request) introduced—

S. F. No. 262, A bill for an act to amend section three thousand six hundred and thirteen (3613) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. McGowan introduced—

S. F. No. 263, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Nelson introduced—

S. F. No. 264, A bill for an act for the establishment and election of County Boards of Education, and to prescribe their duties and powers.

Which was read the first time and referred to the Committee on Education.

Mr. Fosseen introduced—

S. F. No. 265, A bill for an act to amend section one thousand

seven hundred and ninety-nine (1799) of the Revised Laws, relating to the hours of labor for state work.

Which was read the first time and referred to the Committee on Labor.

Mr. Moonan introduced—

S. F. No. 266, A bill for an act providing that all property insured by any township mutual insurance company or other mutual insurance company, incorporated under the laws of this state, whose business is confined to the insurance of property outside the corporate limits of any city or village shall be pledged to such company to the amount of the premium note or contingent liability, and that such company shall have a lien thereon to the amount of such note or liability.

Which was read the first time and referred to the Committee on Insurance.

Mr. Hanson, A. L., introduced—

S. F. No. 267, A bill for an act to prohibit discrimination by wholesale dealers in coal, providing for registry of orders and prescribing penalties for the violation of this act.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Witherstine introduced—

S. F. No. 268, A bill for an act to repeal sections one (1) and three (3) of chapter three hundred and five (305) of the special laws of one thousand eight hundred and seventy-nine (1879).

Mr. Witherstine moved

That the rules be suspended and that

S. F. No. 268, A bill for an act to repeal sections one (1) and three (3) of chapter three hundred and five (305) of the Special Laws of one thousand eight hundred and seventy-nine (1879).

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 268.

Was read the second time.

## REPORTS OF STANDING COMMITTEES.

Mr. Hall, from the Committee on Railroads, to which was referred S. F. No. 53,

Reports the same<sup>a</sup> back with the recommendation that the same be referred to the Judiciary Committee.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 220,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 138,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 62,

Recommend that the same be amended by striking out word five (5) in line ten (10) of section one (1); and when so amended

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to whom was referred—

S. F. No. 183,

Reports the same back with the recommendation that the same do pass.

Adopted.

## MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 5, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to submit the following nominations for the consideration of the Senate:

## BOARD OF REGENTS STATE UNIVERSITY.

Dr. William J. Mayo, of Olmsted County, member Board of Regents State University, vice Dr. S. G. Strickler, effective the first Wednesday in March, 1907, for the term ending the first Tuesday in March, 1913.

Sidney M. Owen, of Hennepin County, member Board of Regents State University, vice Stephen Mahoney, effective the first Wednesday in March, 1907, for the term ending the first Tuesday in March, 1913.

## MEMBER STATE GAME AND FISH COMMISSION.

Robert Hannah, Otter Tail County, member State Game and Fish Commission, vice H. G. Smith, for the term ending the first Monday in January, 1911.

## MEMBER BOARD OF DIRECTORS FOR THE MINNESOTA SCHOOLS FOR

## THE DEAF AND THE BLIND.

Edward J. Johnson, of Rice County, member Board of Directors for the Minnesota Schools for the Deaf and the Blind, vice Charles D. McKillip, deceased, for the term ending the first Monday in January, 1908.

## INSPECTORS OF STEAM VESSELS AND STEAM BOILERS.

E. G. Hagquist, Renville County, Inspector of Steam Vessels and Steam Boilers for the Twenty-second Senatorial District, for the term ending January 31, 1909.

Martin Piesinger, Le Sueur County, Inspector of Steam Vessels

and Steam Boilers for the Twenty-seventh Senatorial District, for the term ending January 31, 1909.

Peter Neutzling, Stearns County, Inspector of Steam Vessels and Steam Boilers for the Forty-seventh Senatorial District, for the term ending January 31, 1909.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

#### SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. Nos. 62, 138, 183, 220,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 202, A bill for an act to amend section one hundred and twenty-two (122) of the Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to salaries of judges and certain other officers of the Supreme and District Courts.

Was read the third time and put upon its final passage.

Mr. Laybourn offered the following amendment:

Amend subdivision 8. of section 1, Senate File No. 202, by striking out the word "two" in the third line and substituting the word "one" in lieu thereof.

Which was adopted.

Mr. Coller moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunn,	Moonan,	Smith,
Alderman,	Cooke,	Hackney,	Naeseth,	Stephens,
Anderson,	Dale,	Hall,	Nelson,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Pauly,	Swanson,
Briggs,	Dunn,	Hanson, H. E.,	Peterson,	Thorpe,
Calhoun,	Du Toit,	Hardy,	Poehler,	Weis,
Campbell,	Elwell,	Hinton,	Putnam,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Fosseen,	Johnston,	Schaller,	Works,
Cashman,	Glottzbach,	Laybourn,	Seward,	Wright,
Clague,	Gunderson,	McGowan,		

Mr. Durment, Vail excused.

On motion of Mr. Collier, further proceedings under the call were dispensed with.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 21, as follows:

Those who voted in the affirmative were:

Ahmann,	Dunn,	Gunn,	Peterson,	Stephens,
Alderman,	Durment,	Hackney,	Poehler,	Sullivan,
Calhoun,	Du Toit,	Hall,	Putnam,	Sundberg,
Campbell,	Elwell,	Hardy,	Robinson,	Swanson,
Canfield,	Farrington,	Laybourn,	Schaller,	Wilson,
Carpenter,	Fitzpatrick,	McGowan,	Seward,	Witherstine,
Clague,	Fosseen,	Moonan,	Smith,	Wright,
Collier,	Gunderson,	Pauly,		

Those who voted in the negative were:

Anderson,	Cooke,	Hanson, A. L.,	Johnston,	Thorpe,
Bedford,	Dale,	Hanson, H. E.,	Naeseth,	Weis,
Briggs,	Donaldson,	Johnson, C. A.,	Nelson,	White,
Canestorp,	Glotzbach,	Johnson, V. L.,	Sageng,	Works,
Cashman,				

So the bill passed and its title was agreed to.

On motion of Mr. Canestorp S. F. No. 98 was referred to a committee consisting of Messrs. Collier, Schaller and Seward.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the Following House Files, herewith transmitted:

H. F. No. 41, A bill for an act to amend section four thousand and sixty (4060), Revised Laws one thousand nine hundred and five (1905), entitled, "Parent or guardian may sue for injury to child or ward," by adding thereto a clause requiring such parent to file a bond before receiving money or property in settlement or compromise of any action so brought, etc.

H. F. No. 70, A bill for an act to amend section four thousand one hundred and ninety-nine (4199), chapter seventy-seven (77) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to basis of motion for new trial.

H. F. No. 71, A bill for an act providing for special terms of the District Court.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Wright moved that S. F. No. 13 be reprinted and not lose its place on General Orders,

Which motion prevailed.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Fitzpatrick in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 5, 68, 108,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 199, 67, 107, 221, 135,

Upon which they report progress and ask leave to sit again.

Also S. F. No. 13, with the following amendments, which were adopted and the bill ordered reprinted.

Amend subdivision five (5) of section one (1) by adding at the end thereof the following: "And all interest received on moneys so deposited shall belong to the school district depositing the same."

Amend by striking out words "clerk of the district" in fourth line of section five (5) and inserting in lieu thereof the words "county auditor of the county in which such district is located."

Also S. F. No. 152, with the following amendment:

Amend section two (2) of the bill by adding after the words "clerical help" in line eight (8) of the printed bill the words "positions, truant officers, and such other officers."

With the recommendation that the bill do pass as amended.

Also S. F. No. 179, with the following amendment:

Amend section five (5) by striking out the following words in lines four (4) and five (5), to-wit, "in the official newspaper of the county," and insert in lieu thereof the following words, to-wit, "in a legal newspaper printed and published in the county,"

Upon which they report progress and ask leave to sit again.

On motion of Mr. Fitzpatrick the report of the committee was adopted.

On motion of Mr. Collier, the Senate adjourned until 10:30 tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## NINETEENTH DAY.

ST. PAUL, THURSDAY, February 7, 1907.

The Senate met at 10:30 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunn,	Moonan,	Smith,
Alderman,	Cooke,	Hackney,	Naeseth,	Stephens,
Anderson,	Dale,	Hall,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hardy,	Poehler,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fosseen,	Johnston,	Sageng,	Witherstine,
Cashman,	Glotsbach,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McColl,	Seward,	Wright,

Quorum present.

Messrs. Donaldson, McGowan, Vail excused.

Mr. Witherstine offered—

A petition relating to an appropriation for a bridge across the Zumbro River in Olmsted County,

Which was referred to the Committee on Roads and Bridges.

A petition relating to a proposed county local option law, from citizens of the First and Second Wards in the City of St. Paul, was referred to the Committee on Temperance.

Mr. Stephens offered—

A petition relating to a proposed county local option law, from citizens of Polk County.

Which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Peterson called up his resolution with reference to the contested election case of Pierce Butler, contestant, against Joseph M. Hackney, contestee, and moved its adoption.

The question being taken on the adoption of the resolution,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Fitzpatrick,	Johnson, C. A.,	Seward,
Alderman,	Cooke,	Glotzbach,	Johnston,	Smith,
Bedford,	Dale,	Gunderson,	Moonan,	Sullivan,
Briggs,	Dunn,	Gunn,	Pauly,	Sundberg,
Calhoun,	Durment,	Hall,	Peterson,	Weis,
Campbell,	Du Toit,	Hanson, A. L.,	Poehler,	White,
Canestorp,	Elwell,	Hanson, H. E.,	Robinson,	Witherstine,
Canfield,	Farrington,	Hinton,	Sageng,	Wright,
Cashman,				

So the resolution was adopted.

Mr. Coller moved that the Senate now do advise, consent to and confirm the following nominations of His Excellency, the Governor:

## BOARD OF REGENTS STATE UNIVERSITY.

Dr. William J. Mayo, of Olmsted County, member Board of Regents State University, vice Dr. S. G. Strickler, effective the first Wednesday in March, 1907, for the term ending the first Tuesday in March, 1913.

Sidney M. Owen, of Hennepin County, member Board of Regents State University, vice Stephen Mahoney, effective the first Wednesday in March, 1907, for the term ending the first Tuesday in March, 1913.

## MEMBER STATE GAME AND FISH COMMISSION.

Robert Hannah, Otter Tail County, member State Game and Fish Commission, vice H. G. Smith, for the term ending the first Monday in January, 1911.

## MEMBER BOARD OF DIRECTORS FOR THE MINNESOTA SCHOOLS FOR THE DEAF AND THE BLIND.

Edward J. Johnson, of Rice County, member Board of Directors for the Minnesota Schools for the Deaf and the Blind, vice Charles D. McKillip, deceased, for the term ending the first Monday in January, 1908.

## INSPECTORS OF STEAM VESSELS AND STEAM BOILERS.

E. G. Hagquist, Renville County, Inspector of Steam Vessels and Steam Boilers for the Twenty-second Senatorial District, for the term ending January 31, 1909.

Martin Piesinger, Le Sueur County, Inspector of Steam Vessels and Steam Boilers for the Twenty-seventh Senatorial District, for the term ending January 31, 1909.

Peter Neutzling, Stearns County, Inspector of Steam Vessels and Steam Boilers for the Forty-seventh Senatorial District, for the term ending January 31, 1909.

Which motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Sundberg introduced—

S. F. No. 269, A bill for an act to regulate the manufacture, sale and giving away cigarettes, cigarette paper and other substitutes

for the same and making a violation of its provisions a misdemeanor.

Which was read the first time and referred to the Committee on Public Health and Pure Foods.

Mr. Hanson, A. L., introduced—

S. F. No. 270, A bill for an act to appropriate money for the purpose of purchasing seed grain for farmers whose crops were destroyed in whole or in part by excess rain fall in the years 1905 and 1906, and to provide for the manner of its distribution and the repayment of the same.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Gunn introduced—

S. F. No. 271, A bill for an act authorizing the Railroad and Warehouse Commission to require railroads to install safety appliances.

Which was read the first time and referred to the Committee on Railroads.

Mr. Durment introduced—

S. F. No. 272, A bill for an act to provide for the punishment of persons responsible for, or contributing to, the dependency or delinquency of children.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wright introduced—

S. F. No. 273, A bill for an act to amend section one thousand and thirty-four (1034), Revised Laws one thousand nine hundred and five (1905), relating to the taxation of telegraph companies.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Durment (by request) introduced—

S. F. No. 274, A bill for an act to authorize the Board of Control of any county to fix the salary of the secretary appointed by it.

Which was read the first time and referred to the Ramsey County Delegation.

Mr. Thorpe introduced—

S. F. No. 275, A bill for an act to amend section one thousand five hundred and twenty-eight (1528) of the Revised Laws of one thousand nine hundred and five (1905), relating to intoxicating liquors.

Which was read the first time and referred to the Committee on Temperance.

Mr. Cashman introduced—

S. F. No. 276, A bill for an act to regulate railroads, to classify property transported as freight, to provide for proper rules governing transportation, to fix reasonable maximum rates to be charged for the transportation of freight in Minnesota by each of the railroads operating as common carriers therein, and to provide penalties for the violation of this act.

Which was read the first time and referred to the Committee on Railroads.

Mr. Hinton introduced—

S. F. No. 277, A bill for an act entitled An act to appropriate money for the salaries and expenses of the State Dairy and Food Commissioner, his assistant and employees, for the fiscal year ending July 31st, 1907.

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

#### REPORTS OF STANDING COMMITTEES.

Mr. Calhoun, from the Delegations from Ramsey, Hennepin and St. Louis Counties, to which was referred—

S. F. No. 60, A bill for an act creating a fund and providing for the disbursement thereof, for pensions and relief by Firemen's Relief Associations in cities having a population of more than fifty thousand (50,000) inhabitants.

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 47, reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 250, being A bill for an act to amend section four hundred and twenty-three (423) of the Revised Laws of one thousand nine hundred and five (1905), relating to the salaries of county commissioners.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 193, being A bill for an act to amend section one (1), chapter seventy (70), General Laws of one thousand nine hundred and five (1905), being An act providing for the manner of election of highway overseers at annual town meetings,

Reports the same back with the recommendation that it be referred back to the author.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 150, being A bill for an act to provide for county aid for bridges by petition by the Town Board,

Reports the same back with the recommendation that it be referred back to the author.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was re-referred—

S. F. No. 186, A bill for an act to amend section one thousand

six hundred and nineteen (1619), Revised Laws one thousand nine hundred and five (1905), relating to the publication of annual statements by insurance companies,

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 141, A bill for an act to amend sections one thousand six hundred and ninety-four (1694) and one thousand six hundred and ninety-five (1695) of chapter nineteen (19), General Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the business of life insurance.

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 164, A bill for an act to prohibit discrimination by life insurance companies, and providing penalties for violation thereof.

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Your committee, to which was referred S. F. No. 98, "A bill for an act to amend section three thousand six hundred and forty-eight (3648), Revised Laws one thousand nine hundred and five (1905), relating to descent of property," respectfully reports as follows:

Your committee recommends that sub-division seven (7) of section three thousand six hundred and forty-eight (3648) be amended so as to read as follows:

"7. If, at the death of such child, who dies under age and not having been married, all the other children of his said parent being also dead, and any of them having left issue, the estate that came to such child by inheritance from his said parent shall descend to all

the issue of the other children of the same parent, according to the right of representation.”

JULIUS O. COLLIER,  
ALBERT SCHALLER,  
VIRGIL B. SEWARD.

Adopted.

Mr. Dale, from the Committee on Education, to whom was referred—

S. F. No. 41, A bill for an act to amend section one thousand three hundred and twenty-eight (1328)\* of the Revised Laws of one thousand nine hundred and five (1905),

Recommended to strike out the words “Treasurers’ Bonds” where they appear in the fourth line after the words “Section 1328,” and when so amended

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 192,

Reports the same back with the recommendation that the bill pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 132,

Reports the same back with the recommendation that the bill pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 88, recommend that the bill be amended by striking out all of said bill except the title, and insert in lieu thereof the attached, and when so amended

Reports the same back with the recommendation that the bill do pass.

Adopted.

## FIRST READING OF HOUSE BILLS.

H. F. No. 41, A bill for an act to amend section four thousand and sixty (4060), Revised Laws one thousand nine hundred and five (1905), entitled "Parent or guardian may sue for injury to child or ward," by adding thereto a clause requiring such parent to file a bond before receiving money or property in settlement or compromise of any action so brought by such parent and requiring such settlement to be approved by a judge of the court in which such action is pending.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 70, A bill for an act to amend section four thousand one hundred and ninety-nine (4199), chapter seventy-seven (77) of the Revised Laws of one thousand nine hundred and five (1905), relating to basis of motion for new trial.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 71, A bill for an act providing for special terms of the District Court,

Was read the first time and referred to the Committee on Judiciary.

## SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 41, 47, 60, 88, 132, 192, 250,

Were read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 98, A bill for an act to amend section three thousand six hundred and forty-eight (3648), chapter seventy-four (74), Revised Laws of Minnesota one thousand nine hundred and five (1905), relating to descent of property.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Laybourn,	Seward,
Alderman,	Dale,	Hackney,	McColl,	Smith,
Anderson,	Dunn,	Hanson, A. L.,	Moonan,	Stephens,
Bedford,	Durment,	Hanson, H. E.,	Naeseth,	Sundberg,
Briggs,	Elwell,	Hardy,	Pugh,	Swanson,
Calhoun,	Farrington,	Hinton,	Putnam,	White,
Campbell,	Fosseen,	Johnson, C. A.,	Robinson,	Witherstine,
Canestorp,	Glotsbach,	Johnson, V. L.,	Sageng,	Works,
Cashman,	Gunderson,	Johnston,	Schaller,	Wright,
Clague,				

So the bill passed and its title was agreed to.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File herewith transmitted:

S. F. No. 257, A bill for an act to give the regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in section twenty-one (21), township twenty-nine (29), range twenty-three (23) west, to the United States Government for purpose of erecting a building for the weather bureau or for other agricultural purposes.

Also that the House has concurred in and adopted the resolution in regard to the appointment of a committee to formulate and present to the Legislature for enactment at this session, a bill re-apportioning and re-arranging the several judicial districts of this state.

Also the passage by the House of the following resolution, in which the concurrence of the Senate is requested:

WHEREAS, There will be held in the City of Seattle, State of Washington, in 1909, the Alaska-Yukon-Pacific Exposition, international in scope and character, and

WHEREAS, Said exposition will exploit and make known to the world the resources and potentialities of Alaska and the Yukon territory, the Orient and all the countries bordering on the Pacific Ocean, with their combined population of over 900,000,000 people, and

WHEREAS, Said exposition by reason of such exploitation, will tend to greatly enlarge and further develop the trade relations with

these countries now enjoyed by the United States, and particularly of the Western and Northwestern States;

*Therefore, Be it Resolved* by the House of Representatives of the State of Minnesota, the Senate concurring, that we respectfully petition the Congress of the United States to pass a sufficient appropriation, providing for a suitable General Government building at the said Alaska-Yukon-Pacific Exposition and that exhibits be placed therein showing the standing, progress and advancement of the United States as a great commercial nation;

*Resolved, Further,* That the Chief Clerk of the House be instructed to transmit copies of this resolution to our Senators and Representatives in Congress and to the Speaker of the House of Representatives and President of the United States Senate.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File herewith transmitted:

H. F. No. 234, A bill for an act to amend subdivision forty-three (43), of the Laws of one thousand nine hundred and five (1905), appropriating money for the relief of Emma Middelmist.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Calhoun in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 67, 186,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 199, 89, 120,

Upon which they report progress and ask leave to sit again.

Also S. F. No. 179, to pass with the following amendment:

Amend section five (5) by striking out of amendment adopted thereto on February 6, 1907, the following words "printed and published."

Also S. F. No. 221 to pass with the following amendment:

Amend S. F. No. 221 by striking out the figures \$438.39 where they occur in the 10th line of the printed bill and insert in lieu thereof the figures \$473.39.

By striking out the words and figures "one thousand twenty-one and 70-100 (\$1021.70) dollars," where they occur in the 16th line of the printed bill and insert in lieu thereof the words and figures "one thousand forty-six and 70-100 (\$1046.70) dollars."

Also the adoption of the following amendment to S. F. No. 135:

Amend by striking out the words "twenty-five" in line thirteen of the printed bill and insert in lieu thereof the word "ten," and insert after the word "cents" of the line fourteen in the printed bill the following words, "and for comparing and certifying to a copy a fee of twenty-five cents."

Upon which bill they report progress and ask leave to sit again.

Also S. F. No. 107, which they recommend that it be referred to the Committee on Forestry and Fire Protection.

On motion of Mr. Calhoun the report of the Committee was adopted.

The President announced the appointment of the following committee on the part of the Senate on the concurrent resolution relating to reapportioning the several judicial districts of this state: Messrs. Sullivan, Seward and Alderman.

On motion of Mr. Canestorp the Senate adjourned until 10:30 tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TWENTIETH DAY.

ST. PAUL, FRIDAY, February 8, 1907.

The Senate met at 10:30 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunn,	Moonan,	Smith,
Alderman,	Cooke,	Hackney,	Naeseth,	Stephens,
Anderson,	Dale,	Hall,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hardy,	Poehler,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fosseen,	Johnston,	Sageng,	Witherstine,
Cashman,	Glotzbach,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McColl,	Seward,	Wright,

Quorum present.

Messrs. Vail, Donaldson and McGowan were excused.

Mr. Canestorp offered—

A petition relating to a proposed county local option law, from citizens of Traverse County.

Which was referred to the Committee on Temperance.

Mr. Wilson offered—

A petition relating to a proposed county local option law, from the Swedish Tabernacle, Minneapolis,

Which was referred to the Committee on Temperance.

Mr. Thorpe offered—

A petition relating to a proposed county local option law, from citizens of Kandiyohi County,

Which was referred to the Committee on Temperance.

Mr. Canfield offered—

A petition relating to a proposed county local option law, from citizens of Pipestone County,

Which was referred to the Committee on Temperance.

Mr. Clague offered—

A petition relating to a proposed county local option law, from citizens of Brown and Redwood Counties,

Which was referred to the Committee on Temperance.

Mr. Johnson, C. A., offered—

A petition relating to a proposed county local option law, from citizens of Nicollet County,

Which was referred to the Committee on Temperance.

Mr. Wilson offered—

A petition relating to a proposed county local option law, from citizens of Fillmore County,

Which was referred to the Committee on Temperance.

Mr. Hinton offered—

A petition relating to proposed county local option law, from citizens of Martin County,

Which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Durment offered the following resolution:

WHEREAS, The Governor of this State has called the attention of the Legislature to the defective condition of the old capitol, therefore, be it

*Resolved*, the House concurring, that the Committees on Public Buildings in the House and Senate be authorized to employ an architect to make an examination of the building and report to the respective bodies upon its condition, with an estimate of the sum necessary to put it in proper repair.

Adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Naeseth,	Seward,
Anderson,	Dale,	Hanson, A. L.,	Pauly,	Stephens,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Sullivan,
Briggs,	Du Toit,	Hinton,	Poehler,	Sundberg,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	Works,
Canfield,	Fosseen,	Laybourn,	Sageng,	Wright,
Cashman,				

So the resolution was adopted.

Mr. Canfield called up his resolution of February 5th, relating to "An act to promote the safety of employes and travelers upon railroads by limiting the hours of services of employees thereon," and moved its adoption.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 38 and nays 18, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hanson, A. L.,	Pauly,	Swanson,
Bedford,	Elwell,	Hanson, H. E.,	Poehler,	Thorpe,
Canestorp,	Farrington,	Johnson, C. A.,	Robinson,	Weis,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Cashman,	Fosseen,	McColl,	Schaller,	Witherstine,
Clague,	Glotzbach,	Moonan,	Sullivan,	Works,
Cooke,	Gunderson,	Naeseth,	Sundberg,	Wright,
Dale,	Hackney,	Nelson,		

Those who voted in the negative were:

Alderman,	Campbell,	Hall,	Pugh,	Smith,
Anderson,	Dunn,	Hinton,	Putnam,	Stephens,
Briggs,	Durment,	Johnston,	Seward,	White,
Calhoun,	Gunn,	Laybourn,		

So the resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Fosseen (by request) introduced—

S. F. No. 278, A bill for an act to appropriate \$18.66 for the relief of E. S. Bowdish for service in the Indian War of 1862,

Which was read the first time and referred to the Committee on Claims.

Mr. Pugh introduced—

S. F. No. 279, A bill for an act relating to taxes upon property owned, occupied or used exclusively by any fraternal organization, and not with a view to profit,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Farrington introduced—

S. F. No. 280, A bill for an act to amend sections one (1) and two (2) of chapter one hundred and eighty-six (186) of the General Laws of Minnesota for one thousand nine hundred and five (1905), relating to the use of seines in fishing,

Which was read the first time and referred to the Committee on Game and Fish Laws.

Mr. Farrington introduced—

S. F. No. 281, A bill for an act to aid in the construction of a bridge across the Minnesota River between the Counties of Big Stone and Lac qui Parle,

Which was read the first time and referred to the Committee on Roads, Bridges, etc.

Mr. Farrington introduced—

S. F. No. 282, A bill for an act to amend section four thousand and ninety-five (4095) of chapter seventy-seven (77) of the Revised Laws of the State of Minnesota one thousand nine hundred and five (1905), relating to the venue in civil actions,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 283, A bill for an act to amend section one hundred and twenty-five (125) of chapter five (5) of the Revised Statutes of one thousand nine hundred and five (1905), relating to Municipal Courts,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Farrington introduced—

S. F. No. 284, A bill for an act to amend sections one thousand six hundred and ninety-four (1694) and one thousand six hundred and ninety-five (1695) of chapter nineteen (19), General Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the business of life insurance,

Which was read the first time and referred to the Committee on Insurance.

Mr. Farrington introduced—

S. F. No. 285, A bill for an act to amend section three thousand five hundred and forty-five (3545) of chapter sixty-nine (69) of the Revised Statutes of one thousand nine hundred and five (1905), relating to liens,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Briggs introduced—

S. F. No. 286, A bill for an act to build bridges on public highways and providing how the expense of construction may be divided between counties and towns in certain cases,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Hanson, A. L., introduced—

S. F. No. 287, A bill for an act to appropriate money to aid in the construction of a bridge across the Rice River in Clearwater County,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, A. L., introduced—

S. F. No. 288, A bill for an act to appropriate money to aid in the construction of a bridge across the Clearwater River in Clearwater County,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, A. L., introduced—

S. F. No. 289, A bill for an act to appropriate money to aid in the construction of a bridge across the Clearwater River in Clearwater County,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Swanson introduced—

S. F. No. 290, A bill for an act to regulate the killing of tuberculous cattle and glandered horses and to provide for compensation to the owner by the state,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Nelson introduced—

S. F. No. 291, A bill for an act relative to the use of automobiles or motor vehicles on the public highways and repealing chapter three hundred and fifty-six (356) of the General Laws of one thousand nine hundred and three (1903).

Which was read the first time and referred to the Committee on General Legislation.

Mr. Schaller introduced—

S. F. No. 292, A bill for an act to regulate the practice of veterinary medicine, surgery and dentistry,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

The Committee on Hospitals for Insane introduced—

S. F. No. 293, A bill for an act authorizing the State Board of Control to cause surgical operations to be performed upon inmates of the State Hospitals and Asylums for the Insane and the School for Feeble-minded and colony for epileptics,

Which was read the first time.

Mr. Johnson, C. A., moved

That the rules be suspended and that

S. F. No. 293, A bill for an act authorizing the State Board of Control to cause surgical operations to be performed upon inmates of the State Hospitals and Asylums for the Insane and the School for Feeble-minded and colony for epileptics,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 293

Was read the second time.

The Committee on Hospitals for Insane introduced—

S. F. No. 294, A bill for an act to amend section one thousand nine hundred and sixteen (1916) of Revised Laws one thousand nine hundred and five (1905), relating to the commitment of patients to Hospitals or Asylums for the Insane, and providing for the establishment of detention hospitals therefor.

Which was read the first time.

Mr. Johnson, C. A., moved—

That the rules be suspended and that

S. F. No. 294, A bill for an act to amend section one thousand nine hundred and sixteen (1916) of Revised Laws one thousand nine hundred and five (1905), relating to the commitment of patients to Hospitals or Asylums for the Insane, and providing for the establishment of detention hospitals therefor.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 294

Was read the second time.

Mr. Hackney introduced—

S. F. No. 295, A bill for an act to provide for the expanding of the State Fair of 1908 into an exposition upon the State Fair grounds, in commemoration of the fiftieth anniversary of the admission of Minnesota to the Union, and appropriating money therefor,

Which was read the first time and referred to the Committee on State Fair and Agricultural Societies.

Mr. Gunderson introduced—

S. F. No. 296, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a plant for the manufacture of barb wire and wire nails at the State Prison at Stillwater.

Which was read the first time and referred to the Committee on State Prison and Reformatory.

Mr. Schaller introduced—

S. F. No. 297, A bill for an act to amend section three thousand four hundred and fifty-three (3453), Revised Laws one thousand nine hundred and five (1905), relating to the area of homestead exemptions,

Which was read the first time and referred to the Committee on Judiciary.

The Judiciary Committee introduced—

S. F. No. 298, A bill for an act to amend section three thousand eight hundred and sixty (3860), Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to warrant of commitment to State Hospitals for the Insane.

Which was read the first time.

Mr. Wilson moved

That the rules be suspended and that

S. F. No. 298, A bill for an act to amend section three thousand eight hundred and sixty (3860), Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to warrant of commitment to State Hospitals for the Insane.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 298

Was read the second time.

Mr. Nelson introduced—

S. F. No. 299, A bill for an act to amend section one thousand two hundred and three (1203) of the Revised Laws of Minnesota of one thousand nine hundred and five (1905), so as to provide for county aid for roads and bridges by petition by town boards,

Which was read the first time and referred to the Committee on Towns and Counties.

#### REPORTS OF STANDING COMMITTEES.

Mr. Sundberg, from the Committee on Drainage, to which was referred—

S. F. No. 242, A bill for an act authorizing the State Drainage Commission to co-operate with the United States Government in making a topographical survey and map of the State of Minnesota, and appropriating money therefor,

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Pugh, from the Committee on Mines and Minerals, to which was referred—

H. F. No. 120, A bill for an act to repeal sections two thousand four hundred and eighty-six (2486), two thousand four hundred and eighty-seven (2487) and two thousand four hundred and eighty-eight (2488) of the Revised Laws one thousand nine hundred and five (1905) relating to permits to prospect for iron ore upon lands belonging to the state.

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Putnam moved

That the rules be suspended and that

H. F. No. 120, A bill for an act to repeal sections 2486, 2487 and 2488 of the Revised Laws, 1905, relating to permits to prospect for iron ore upon lands belonging to the state,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 120

Was read the second time.

H. F. No. 120, A bill for an act to repeal sections 2486, 2487 and 2488 of the Revised Laws, 1905, relating to permits to prospect for iron ore upon lands belonging to the state,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunn,	Moonan,	Seward,
Alderman,	Clague,	Hackney,	Nelson,	Sundberg,
Anderson,	Cooke,	Hall,	Pauly,	Swanson,
Bedford,	Dale,	Hanson, A. L.,	Peterson,	Thorpe,
Briggs,	Durment,	Hanson, H. E.,	Putnam,	White,
Calhoun,	Elwell,	Hinton,	Robinson,	Wilson,
Campbell,	Farrington,	Johnson, C. A.,	Sageng,	Witherstine,
Canestorp,	Fosseen,	Johnson, V. L.,	Schaller,	Wright,
Canfield,	Gunderson,	Johnston,		

So the bill passed and its title was agreed to.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 194, A bill for an act to amend subdivision three (3) of Section four hundred and nine (409), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), defining the powers of counties.

Report the same back with the recommendation that it be amended by striking out the last proviso, beginning with the word "provided" in line twenty-one (21) of section one (1) and that the bill be re-written to comply with rules, and that when so amended and changed the bill do pass.

Adopted.

A Bill for An Act to Amend Section 409 of the Revised Laws of Minnesota for 1905, Defining the Powers of Counties.

*Be it Enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section 409 of the Revised Laws of Minnesota for 1905 be and the same is hereby amended to read as follows:

Section 409. Powers. Each organized county is a body politic and corporate, and as such empowered to act for the following purposes:

1. To sue and be sued.
2. To acquire and hold real and personal property for the use of the county, and lands sold for taxes as provided by law, and to purchase and hold for the benefit of the county real estate sold by virtue of judicial proceedings, to which the county is a party.
3. To sell, lease and convey any real or personal estate owned by the county, and to give contracts or options to sell, lease or convey any such real or personal estate, and make such order respecting the same as may be deemed conducive to the interests of its inhabitants; provided, no sale, lease or conveyance of any such real estate, nor any contract or option therefor shall be valid, unless a resolution fixing a time for considering same and setting out the terms and conditions thereof, shall be published in the official proceedings of the County Commissioners at least thirty days and not more than sixty days prior to the time it shall have been voted upon; provided, further, before causing the publication of any such resolution, the Commissioners may require a satisfactory bond to be furnished by the person or persons desiring such sale, lease, conveyance, contract or option, conditioned to abide by the terms thereof, was granted to him or them. Provided further, if at the time so fixed any more favorable proposition or propositions shall have been filed with the auditor affecting the same property and accompanied with like satisfactory bond, all propositions may be at that time considered and voted upon in the order received.
4. To make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.

SEC. 2. This act shall take effect and be in force from and after its passage and approval.

Mr. Johnson, from the Committee on Hospitals for Insane, to which was referred—

S. F. No. 260,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 3, being An act to amend chapter thirty-three of the Revised Laws 1905, and providing for the appointment and maintenance by the State Public Library Commission of a legislative reference and information department at the State Capitol, and defining the duties of the librarian thereof, and appropriating necessary money therefor.

Reports the same back with the recommendation that it do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 174, being A bill for an act to establish and maintain by the State Library Commission of a legislative reference and information department at the State Capitol, etc.,

Reports the same back with the recommendation that said bill shall be printed and placed on general orders.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 188, A bill for an act to provide in certain cases for the separation from cities containing less than 3,000 inhabitants, of unplatted agricultural lands included within the corporate limits of such cities.

Reports same back with the recommendation that the title thereof be amended so as to read as follows:

“A bill for an act to provide in certain cases for the separation from cities, containing ten thousand inhabitants or less, of unplatted agricultural lands included within the corporate limits of such cities.”

And that section 1 thereof be amended by striking out of the second line the words “more than eighty” and substituting in lieu thereof the words “not less than forty;” by striking out of the third and fourth lines thereof the words “less than three thousand inhabitants” and inserting in lieu thereof the words “ten thousand inhabitants or less,” and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 155, A bill for an act amending section four thousand two hundred and seventy-three (4273), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to transcribing docket entries of judgments to new counties.

Reports same back with the recommendation that section 1 thereof be amended by inserting in the eighth line after the word "judgments" the following words, "against lands situate in such new county," and that when so amended the bill do pass.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 34, A bill for an act to amend section two thousand four hundred ninety-one (2,491), of the Revised Laws of Minnesota for the year nineteen hundred and five, relating to mineral leases on state lands.

Reports the same back with the recommendation that it be referred to the Committee on Public Lands.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 35, A bill for an act to amend section two thousand four hundred and eighty-nine (2,489), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to mineral leases on state lands.

Reports the same back with the recommendation that it be referred to the Committee on Public Lands.

Adopted.

Amend S. F. No. 103 as follows:

By inserting between the words "but" and "shall" in the second line of section 1 the word "he."

Further amend section 1 by adding at the end of said section the words: "instead of confining said dog or dogs he may permit them to run at large if the same shall be securely muzzled."

Amend section 2 of S. F. No. 103 by striking out the words "or both" immediately preceding the words "in the discretion of the court."

Amend section 3 by inserting between the word "accompanied" and the word "or" in line 3 of said section the word "by."

Further amend section 3 by inserting after the word "master" in the last line of said section the words "or his agent."

Amend section 4 by adding after the word "accompanied" in line 3 of said section the word "by."

Further amend section 4 by adding after the word "master" in the last line of said section the words "or his agent."

Amend section 5 by inserting after the word "master" in the last line of said section the words "or his agent."

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 103, A bill for an act for the protection against the spread of rabies by dogs.

Reports the same back with the recommendation that the bill be amended in accordance with the herewith attached amendment, and that when so amended that the bill do pass.

Adopted.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from his Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 8, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: The legislature, during the session of 1905, adopted a resolution authorizing and requesting the governor to appoint a commission to devise and recommend a plan for an appropriate semi-centenary celebration of the entrance of Minnesota into the Union of states.

Pursuant to this resolution, I appointed as such commission the following gentlemen: J. T. Mannix, F. B. Lynch, Chas. C. Whitney, C. H. Kohler and M. B. Cullum. They have devoted much time and thought to this project and as a result have made a complete report of their investigation and conclusions, the same being herewith transmitted. The matter is one of great importance and is, I believe, worthy your most serious consideration.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

*To His Excellency, Governor John A. Johnson,*

SIR: The Commission appointed by your Excellency to devise a plan for a fitting celebration of the fiftieth anniversary of Minnesota's admission to the Federal Union respectfully submit to you, and through you to the honorable Legislature, their conclusions in regard to this very interesting proposition. The legislative act providing for the appointment of a Commission was the passage at the session of 1905, with much enthusiasm and without any opposition, of the following concurrent resolution:

WHEREAS, The year 1908 will mark a half century of progress since the North Star State was admitted into the Union, during which time Minnesota has increased from a few thousands to almost two millions in population, and

WHEREAS, Educationally, agriculturally, commercially and politically she has set an example of progressiveness not excelled by any other state in the Union, such that a Father Hennepin, as he stood at the threshold of the great northwest and gazed into the future, could well have said with prophetic voice:

Beside the squaw's light birch canoe  
The steamer rocks and raves,  
And city lots are staked for sale  
Above old Indian graves.

I hear the tread of pioneers  
Of nations yet to be,  
The first low wash of waves  
Where soon shall roll a human sea.

*Therefore,* It is fitting and proper that such an event as the admission of Minnesota into the Union should be properly commemorated by a ceremony or jubilation, that the achievements of fifty years may be brought graphically before the eyes of her people, and the minds of the rising generation be directed to and impressed with the example set by the founders of our beloved commonwealth.

*Therefore, Be it Resolved* by the House of Representatives, the Senate concurring, that the governor be, and he is hereby authorized and requested to appoint a commission, consisting of five members, to serve without compensation, to devise and recommend to the next session of the Legislature a plan for the appropriate recognition and celebration of this our semi-centenary.

If the members of the Commission have not prosecuted their work with becoming energy, it was not because of any indifference to the important subject. On the contrary, the subject appeals to our profound sentiment of admiration for the state and the deep sensibility of the advantages which a thoroughly strong and dignified celebration would confer upon the community.

#### HOW PEOPLE VIEW IT.

Immediately after the appointment of the Commission a year ago we inaugurated an inquiry calculated to enable us to determine the exact disposition of our people toward this proposition. The Commission refrained from doing that which might influence public judgment in the matter. The sentiment which has developed is, therefore, natural and spontaneous. The members of the Commission conferred with innumerable persons of prominence and with many commercial and other representative organizations in the Twin Cities and elsewhere in the state. The Commercial Clubs of St. Paul and Minneapolis, after giving the subject the thought which its importance suggested, were prompt and emphatic in the declaration that there ought not only to be a commemoration of the historic event of 1858 whereby Minnesota became the thirty-second sovereign in the grand American Union, but that the celebration should be a thoroughly strong and dignified one, commensurate with the strength, intelligence, dignity and commanding position of Minnesota.

Practically the first suggestion that the proposed celebration take the form of an exposition came from a joint committee of a dozen

or more prominent men, who represented the Commercial Club, the Junior Pioneer Association, the Business League and the Retailers' Association, all very energetic organizations of the Capital City. The St. Paul committee, after carefully considering the subject, formulated an address to the Commission. That memorial contains much in the way of helpful and patriotic sentiment and suggestions, including the following:

"We beg leave to suggest that the great historical event should be commemorated in a manner which should not be characterized by littleness in any respect, but should typify the boundless resources and unrivaled beauty of the state and the limitless energy of its citizens. The commemoration should include historic pageants, musical festivities and the grandest oratory.

"Its special and commanding feature should be a grand exposition of the products of Minnesota and the Northwest, their vast fruitfulness and majestic beauty, and of all those natural conditions which render the Northwest the best of homes for the human race. Such an exposition should also represent a complete view of our state educational systems and of the progress of our people in the arts and sciences.

"The execution of this plan, as it seems to us, can be best attained by enlarging and expanding the state fair of the year 1908 into an exposition continuing for not to exceed one month, and that the month of September be recommended.

"The Legislature should make an appropriation sufficiently large to cover the necessary expenses of the enterprise and also sufficiently large to erect, as one at least of the exposition buildings, a massive, permanent structure of beautiful design, which will serve for all coming times as a memorial of the day when Minnesota was added to the North American Union.

"We believe, of course, that the cities of St. Paul and Minneapolis should be put into festal array and that their people should cordially and earnestly co-operate in a profound celebration; but we also believe that no particular locality should be regarded as having any special obligation or special proprietorship in the affair.

"It should be undertaken by the people and conducted for the people of the entire state."

Soon after the very fruitful meeting at the governor's office,

where the St. Paul organization presented the ideas already outlined, the Commission met with the officers of the Minnesota State Agricultural Society and discussed with them the suggestion that the celebration be held at the fair grounds at Hamline. The state fair officers were heartily in favor of the proposition. They were also thoroughly in accord with the idea of getting up a strong semi-centennial celebration, and expressed themselves as ready and anxious to co-operate in so commendable an undertaking. They reviewed with the Commission the condition of the Midway grounds, and indicated what in their judgment would be necessary in the way of new buildings and in making other material improvements—extensive improvements which would put the fair premises in shape for an exposition, and at the same time provide nothing more than is really required for the purpose of the annual fairs, which are growing in strength, importance and popularity with each succeeding year.

The Commission, through a clippings bureau, was able to determine fully and thoroughly the sentiment throughout the state as indicated by the attitude of the six or eight hundred newspapers. These papers not only represent every one of the eighty-four counties in Minnesota, but represent as well every city, town and village in our great empire. In a great majority of instances the editors and publishers come directly in contact with the farmers. The suggestion to hold an elaborate celebration for which the Legislature should provide by liberal appropriation was strongly commended by nine out of every ten papers. Among the more important editorial utterances by newspapers of prominence and influence were strong indorsements of the exposition plan by the Pioneer Press, St. Paul Dispatch and Minneapolis Journal. We quote just a few sentences from a Pioneer Press editorial:

“The proposal to celebrate the fiftieth anniversary of this state’s admission to the Union with an elaborate semi-centennial celebration at the state fair grounds is one that ought to arouse general enthusiasm. That the state at large is in favor of the project there seems to be little doubt. The plans as outlined are thoroughly practicable.”

The Dispatch published frequent editorials on the subject, the following being among the briefest:

“The proposed celebration of the fiftieth anniversary of the state

is not a matter of sentiment, but one of business which ought to appeal to every enterprising citizen. A Minnesota object lesson can and should be placed before the whole world, which would bear fruit in pecuniary returns a thousandfold.

"No one can assume that these important things can be accomplished without expending money, but if judiciously handled it can be done not only without increasing taxation but absolutely by reducing it. If the investment of \$100 would assure the return of \$500, the most prudent business man would consider it the part of wisdom to invest the \$100. It is from this broad-minded standard that the legislature should consider these important questions, rising above petty local jealousies and looking for the greatest good for the greater number in the years to come."

The Minneapolis Journal says:

"That the exposition would prove a success there can be no doubt, when one considers the present popularity of the state fair and the increasing population in and about the twin cities. There are already more than half a million people within an hour's ride by street car of the fair grounds. There is a population of 5,000,000 tributary to the fair by railroad. These are people who are accustomed to traveling and who have already learned to believe in the state fair. Why not make the state fair express its confidence in them?"

#### FEASIBILITY OF THE PLAN.

Is a Midway exposition feasible? The Commission has carefully considered this question. This consideration has been given by five wholly unbiased and impartial men, whose sole purpose was to keep in mind the spirit of the resolution authorizing the Commission, to respect the confidence of the governor, and to evolve such a report as would be justified by conditions. There is absolutely no difference of opinion among the commissioners as to the complete feasibility of the proposed celebration. The only point upon which there was any difference of opinion was as to the length of the celebration. The Commission has no hesitancy about saying that, if the actual facts and conditions were known to the intelligent and discriminating people of Minnesota, they would heartily and vigorously indorse the Commission's recommendations and co-operate in asking the Legislature to vote a liberal appropriation for exposition purposes. The conditions are peculiarly fortunate.

Sooner or later the buildings and other improvements at the fair grounds which would be required for an exposition for 1908 will have to be provided for the purposes of the regular fairs. If these improvements are made at once, then it simply means that the state fair will not only be suddenly lifted to a position of national prominence—eclipsing anything in the way of annual fairs in this country or perhaps in the world—but that the profits resulting from these annual state fairs, instead of being used in piece-meal fashion for new buildings and other betterments, would be turned back into the state treasury. Unlike other expositions, there would not be a dollar wasted in construction—not a thing to be demolished after the exposition had been held. To the Commission it appears to be simply a case of the state loaning so much money to the Minnesota Agricultural Society—an organization officered by thoroughly responsible, experienced and sagacious men.

The Commission has learned much in regard to the system of financing and actual detailed outlay incident to recent expositions of both local, semi-local and international character. This information was courteously provided by the gentlemen prominently identified with the management of the several expositions. Communities with less population and incomparably less wealth have gone into the exposition business, and “made good.” Under the circumstances as they exist in Minnesota today with a splendid nucleus of wholly substantial and serviceable buildings already on the Hamline grounds, there can be given in 1908 an exposition which will easily eclipse the very excellent fairs given at Omaha in 1898 and at Portland, Oregon, in 1905. The population of Omaha at the time of its exposition was about one-sixth of what the combined population of Minneapolis and St. Paul will be eighteen months hence. The population of Nebraska in 1898 was about one-half as large as will be the population of Minnesota in 1908. The fair ran five months. The attendance was about two million six hundred thousand. The Omaha exposition came at the close of the very severe and long-drawn-out panic of the nineties, and notwithstanding the very discouraging conditions the enterprising business men of the city organized a private company and quickly and successfully financed the exposition. This company raised about \$750,000 by the sale of its capital stock. The exposition was a financial success, discharging all its obligations and paying back to its stockholders 92½ per cent of their subscriptions.

The Portland Exposition continued for four and a half months, opening June 1st and closing October 15th, 1905. The exposition company was incorporated October 12th, 1901, so that the period of preparation was forty-three months. The total receipts to and including September 30th were \$1,523,910. The total disbursements, including dividends amounting to \$80,438, were \$1,511,168, leaving cash on hand \$12,341. The State of Oregon appropriated \$450,000. Of this amount \$50,000 was intended for a memorial building that was not constructed. Therefore, the total expenditure by the state was \$400,000. Within a radius of 1,000 miles of Portland there is approximately a population of 4,000,000 souls. The population of Oregon is about 500,000 and the population of Portland is 135,000. Within a radius of 500 miles of the Twin Cities there is a population of nearly 12,000,000—fully three times as great as is the population within the 1,000-mile radius of Portland. St. Paul and Minneapolis will in 1908 have a combined population at least five times greater than was the population of the enterprising City of Portland in 1905.

The great show at St. Louis, commemorative of the famous Louisiana Purchase of 1803, ran for a period of seven months, opening April 31st and closing December 1st, 1904. The fair cost approximately \$44,000,000. The admissions numbered 18,747,357. The attendance during May and June was somewhat disappointing. This was due mainly to the fact that the fair was not in a state of preparedness until July. The management had undertaken a truly herculean task. The City of St. Louis appropriated \$5,000,000, the citizens and private corporations of St. Louis subscribed another \$5,000,000, the National Congress appropriated \$5,000,000, and there was an additional appropriation of \$1,488,000 for special government exhibits. Vermont and Delaware were the only states not making an appropriation. The other forty-three states made appropriations aggregating \$6,067,986. Foreign governments appropriated about \$6,000,000. Then there were liberal appropriations by the large cities in the United States. And this world-breaking exposition feat was accomplished through the wonderful energy of a city having a population about equal to the combined population of Minnesota's healthy Twins in 1908.

The present year the Jamestown exposition will be held, opening April 26th and closing November 30th, running practically seven months. The fair will be in commemoration of a most interesting

and important historic event, namely, the establishment of the first English-speaking settlement in the United States in 1607. The general government will make a straight appropriation of \$250,000, expend a large sum of money in making elaborate naval and military displays, and besides loan the Jamestown exposition management \$1,000,000, taking the gate receipts as security. It is calculated that at least 5,000,000 persons will attend the exposition.

The stirring men of Seattle have organized for the Alaska-Yukon-Pacific exposition, which will open June 1st and close October 30th, 1909. The exposition grounds will cover 250 acres of the campus of the University of Washington. It is expected that when the gates are thrown open to the public \$10,000,000 will have been expended. A committee went out the other day among business men of Seattle and in a few hours secured subscriptions amounting to about \$650,000. The United States will be invited to make an exhibit at a cost of \$750,000, and in addition will be asked to erect an Alaska building and to install therein an Alaska exhibit at a further cost of \$500,000. The primary purpose of the forthcoming Seattle exposition is to "exploit the resources of the Alaska and Yukon territories in the United States and Canada and to make known and foster the vast importance of the trade of the Pacific Ocean and of the countries bordering upon it."

The commission includes in its report these facts about the several expositions, past and prospective, in order that your excellency and the Legislature may understand how reasonable and how feasible is the recommendation that Minnesota's golden wedding be celebrated by an exposition worthy the occasion and the progressive age in which we live.

The Seattle exposition will be financed by numerous interests immediately concerned. The State of Washington, with a population of about 500,000, or considerably less than one-fourth of the population of Minnesota in 1908, will itself appropriate \$1,000,000 for the fair of 1909. Of this appropriation \$600,000 will be expended for buildings. There is nothing unreasonable in the suggestion that, if the comparatively unimportant states of Oregon and Washington can accomplish thoroughly good and helpful things in the exposition line, Minnesota, the commonwealth which was the thirty-second admission to the sisterhood of the states, but which is today first in the value of its mining products, first in the amount and value of its wheat, first as a flour manufacturing state, first

as a butter making state, very nearly at the top as a lumber manufacturer and ninth in its railway mileage, should be able to have such a commemoration as will properly impress the world with her wonderful beauty and tremendous potentialities.

#### JUDGMENT OF STATE FAIR OFFICERS.

President C. N. Cosgrove, of the State Agricultural Society, addresses the Commission as follows:

"When I advocate a liberal appropriation for exposition purposes I view the proposition entirely from a commercial point of view. The sentimental side is important, of course; but in my humble judgment a member of the Legislature to whom the patriotic aspect of the affair does not appeal can easily find a strong and sufficient argument for very liberal appropriation in the great direct and indirect benefits which will come to Minnesota as a result of such a celebration as is proposed. We have in Minnesota hundreds of thousands of acres of splendid land open for settlement, and on nearly every quarter of it a family will be living in five years, providing we properly advertise our advantages over any and all other sections in the United States and Canada where cheap lands are offered. If the people of the state could only see this in proper light, there would not be a dissenting voice when it came to making appropriation for the exposition.

"I hope no legislator or editor doubts the practicability of the exposition plans as the Commission will present them. It seems to me the only question is, 'How large will the appropriation be and by whom will that appropriation be handled?'

"Minnesota has shown to the world that she has an annual fair which is three times as large as any other in the country, and which makes four times as much money. Now, let this same state show the world that we can have an exposition second only to expositions of Chicago and St. Louis, yet at a cost that will be astonishingly low. We can have a grand show and great educator and at the same time advertise our state as no other medium would advertise it. We could make money through the enterprise—would nearly pay for itself from the gate receipts—but would have left substantial buildings in which there could be exhibits for the next fifty years."

Secretary E. W. Randall, of the State Agricultural Society, furnished the Commission with some interest data in regard to what in his judgment will be required in the way of additional land, new buildings and other betterments providing an exposition is to be held. Secretary Randall says:

"Twenty-two years ago Ramsey County presented the present grounds to the state for agricultural fair purposes. The state accepted the gift and immediately appropriated \$100,000 for improvements. This was wholly insufficient and two years later \$50,000 additional was appropriated. Since that time further appropriations for improvements have been made by the state as follows:

1901—For an Agricultural Hall.....	\$25,000
1901—For water supply.....	12,000
1903—For Manufacturers' Building.....	30,000
1905—Half of the cost of Livestock Amphitheater	50,000

making a total investment by the state for permanent improvements of \$267,000. If the state fair of 1908 is to be expanded into an exposition, or if it is to be expanded at all, there must be material increase in the size of the grounds and a very great addition to the equipment. There must be a sewer system, which will probably cost \$50,000. The present area, 200 acres, is wholly insufficient to accommodate the regular fair crowds during later years. Eighty acres of land should be acquired, and this, with additional land for railway terminals, will cost \$50,000. A power and lighting plant, such as would be sufficient for state fair purposes, would mean an expenditure of \$50,000 more. An impressive and substantial fireproof exhibition building—such a structure as will stand as a memorial building through the half century until the state's centennial celebration in 1958—should be the main building erected for exposition purposes. This building would cost approximately \$400,000. The present grandstand is seventeen years old. The architect or builder will say that the average age of an open, wooden building, exposed to the elements, is about twenty years. The total seating capacity of the grandstand and bleachers is 18,000. On one occasion during the last fair 38,510 persons were crowded into the grandstand, overflowing the bleachers and crowding the aisles, stairways and paddocks to an extent that was not only uncomfortable but absolutely dangerous. The construction of a fireproof steel and cement grandstand would involve a further expenditure of

at least \$200,000. In addition to the improvements already mentioned, there would have to be an extension of water and gas mains, construction of roads and walks and work in landscaping, etc.; these latter improvements meaning a further expenditure of perhaps \$50,000. There should be provided for the general purpose of promoting the exposition a sum of at least \$200,000. The work of publicity and exploitation is also exceedingly important.

"The needs outlined would require the expenditure of about \$1,000,000. It would be better and wiser to provide \$1,500,000. These amounts may appear very large, but they are indeed small as compared with expenditures for all but one of the expositions given in the United States in the past thirty years.

"There will be no waste. In this respect this exposition will differ from all others. At every other exposition held the wrecking company has been called in and all of the expensive, elaborate buildings have been torn down as soon as the brief life of the enterprise was at an end. Here every improvement made will find permanent use by future state fairs after the exposition has passed into history. Every dollar used in acquiring equipment will be permanently invested for the good of the state. The state fair has grown and is growing rapidly and could even now use to advantage every part of the equipment proposed for the exposition.

"The state will be reimbursed, if not fully, to a considerable extent. Before the enterprise is undertaken, a sufficient amount should be provided to install the exposition without indebtedness. If this be done, I can conceive no contingency which will cause the receipts to fall below the expense account and there should be considerable amount of money on hand when the exposition closes. This money, except an amount sufficient to go on with the state fair work, can be turned into the general fund of the state. The excess earnings of succeeding fairs can also be returned to the state. State fairs now have surplus earnings. Nothing has been turned over to the state so far, because the funds have been used to piece out the constantly outgrown equipment. In twelve years the exhibits, the attendance and the receipts have more than multiplied by six and it has been impossible to keep the equipment up to requirements. In addition to keeping up repairs, a machinery pavilion, two fire engine houses, ten barns, a half-mile track, additions to grandstand, miles of cement sidewalk, half the cost of live stock amphitheater and

other important improvements have been made and paid for from the earnings of the fairs.

"The amounts spent for permanent improvements and repairs for a series of years are as follows:

1896 .....	\$4,559.00
1897 .....	2,041.79
1898 .....	4,286.19
1899 .....	9,725.30
1900 .....	11,502.07
1901 .....	17,576.19
1902 .....	30,945.88
1903 .....	47,098.02
1904 .....	40,450.33
1905 .....	32,967.55
1906 .....	80,911.58

"The total for eleven years is \$282,063.90, an amount greater than the state's total investment in buildings on the grounds.

"This is enough to show that the state fair has become a money-earning institution. Is it not entirely reasonable to expect the fairs, succeeding the exposition, with a sufficient equipment provided for them and with the prestige of past success, to earn amounts of considerable size to be paid into the state's treasury."

#### THE UTILITY OF AFFAIRS AND EXPOSITIONS.

Notwithstanding the fact that since Cincinnati started the exposition procession early in the seventies, there have been expositions in practically all sections of the country—(none in this great Northwestern section)—that thoroughly representative gathering, the Trans-Mississippi Congress as held at Kansas City about two months ago, discussed this subject of expositions and then unanimously adopted the following:

"In order to promote the friendly rivalry of states in progress and development we favor state celebrations, marking the fiftieth and one hundredth anniversaries of the admission of each state into the Union, and when such celebrations are held we recommend that on each occasion the national government take part, giving an exhibition of national progress and development."

Governor David R. Francis, whose splendid work as president

of the St. Louis Exposition, is known throughout the land, in a letter to the Minnesota commission says:

"I am in hearty sympathy with the project to celebrate the Semi-Centennial of Minnesota as a state. I am thoroughly in accord with the action of the Trans-Mississippi Congress in advocating state celebrations to mark the 50th and 100th anniversaries of the admission of each state into the Union, and believe that the general government ought to participate by the encampment of troops, by drills, dress parades and in similar ways. The money which this participation by the government may cost will be well expended. We have in our great western country many thousands of people who have never seen Washington and who may never see what the government is doing for the people. These thousands can be reached better through the expositions than in any other manner. I believe it is the duty of the government to participate, having in view the dissemination of information as to government functions among the people of the West."

No city or state that has an exposition regrets the circumstance. There is no doubt that a thoroughly well arranged and well managed exposition, attracting hundreds of thousands of people from other states, would prove a great advertisement for Minnesota and the Northwest. It would mean an increase and spread of general knowledge of this section, and this would necessarily be followed by increased immigration and increased wealth—all advancing the happiness and prosperity of the Northwest.

Mr. G. W. Wattles, who was president of the Trans-Mississippi and International Exposition held in Omaha in 1898, in a letter to the Minnesota Semi-Centennial Commission makes this reference to the benefit resulting from that fair:

"The city and state were greatly benefited by this exposition. Coming as it did at the close of the financial depression, it encouraged the weak-hearted, attracted the attention of strangers to the resources of our country and had a beneficial result in bringing new citizens to this city and state.

"I think it is a fact that as one of the results of this exposition the lands of this state have increased in value. They certainly began to increase in value after the exposition and have not yet stopped."

Mr. Henry E. Reed, director of exploitation of the Alaska-Yukon-Pacific Exposition, and who performed most excellent service in that capacity in connection with the Portland Exposition, writes in this very interesting fashion in regard to the apparent results of the last named affair:

"The main benefit of the Lewis and Clark Centennial Exposition was the exploitation that the resources of this Pacific Coast country received through the medium of the Exposition. With us it was the country that was on exhibition and people everywhere were well pleased with the result. We brought 122,500 people to the coast from east of the Rockies and acquainted them with the resources of our country. When they went back they became the best exploiters that this country could possibly have. The result has been in Oregon, Washington and other states on the Coast, a very considerable immigration and a large investment of capital in all lines of industry. People have been made acquainted with our country and have been given that confidence in it which has caused them to invest their money with us and come back and live with us. The Pacific Coast has never been so prosperous as at the present time. One important result that can be traced directly to the Exposition was the investment by Philadelphia financiers of \$20,000,000 in light, railway and power plants centering at Portland. The Eastern people who visited the Lewis and Clark Exposition spent approximately \$15,000,000 in Oregon while they were in the state."

Mr. George H. Morgan, Secretary of the Merchants' Exchange of St. Louis, says that notwithstanding the impression that the city would suffer—in the matter of business—because of the exposition, "the year 1904 was a very satisfactory one and the business of 1905 and 1906 showed great advance in all lines of trade and manufacture. It is also an established fact that the population of the city has largely increased in the last two years and that the attention of the country has been called to St. Louis more than ever before, the result, we think, of the advertisement resulting from the exposition. I think I can safely say that in the minds of our business community the great exposition held in St. Louis was a decided advantage in every way and that our city has profited largely therefrom."

The Commission recommends—

*First*—That as marking the fiftieth anniversary of Minnesota's

admission to the Federal Union there be held on the grounds of the State Agricultural Society at Hamline an exposition, the same to be operated for a period of not less than six weeks nor more than three months in the year 1908.

*Second*—That the State Legislature be and is hereby requested to appropriate for the purpose of installing and conducting such exposition the sum of \$1,500,000, of which amount at least \$1,250,000 shall be expended in the purchase of additional land for exposition purposes, the construction of permanent buildings and the making of such other improvements as may be deemed necessary.

*Third*—That the money (\$1,500,000), so appropriated shall be raised by the issuance of certificates of indebtedness—the same system that was employed when money was raised for the construction of the new capitol.

*Fourth*—That the new management of the exposition shall be vested in a Board of Managers consisting of: ex-officio, the governor, the state auditor, the attorney general and the treasurer of the State of Minnesota, the Board of Managers of the State Agricultural Society and eleven citizens of the state who shall be appointed by the governor.

*Fifth*—That the said Board of Managers shall represent as far as possible the different sections and industries of the state, and that they shall serve without compensation, but their traveling and other necessary expenses incurred while employed as such managers shall be paid from the exposition fund.

*Sixth*—That the moneys received by the management beyond the necessary expenses incurred in carrying out the undertaking shall be at once turned into the state treasury.

*Seventh*—That the federal and state governments be invited to participate in the exposition.

*Eighth*—That one of the buildings erected on the state fair grounds be a memorial building or hall, wherein can be gathered and preserved for all time such articles of historic worth and interest as may be collected.

It is further suggested that, if neighboring states are to participate, they will have to be invited while their respective legislatures are in session. There is very little time for such missionary work, especially in the cases of Montana and the Dakotas, whose legisla-

tive sessions close early in March. If the general government is to participate in the exposition, application for an appropriation will have to be made to Congress within two or three weeks.

It is the deliberate judgment of the Commission that with a reasonably successful exposition, opening in a state of preparedness, with good and careful management, and with reasonably good weather throughout the exposition period, at least 40 per cent of the money furnished by the state would be turned back into the state treasury from the receipts of the exposition.

We have the honor to remain,

Respectfully,

J. T. MANNIX,

F. B. LYNCH,

CHAS. C. WHITNEY,

C. H. KOHLER,

M. B. CULLUM.

St. Paul, Minnesota, February 5th, 1907.

MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following resolution:

WHEREAS, It is generally known that the rates charged by the express companies doing business in this state are exorbitant and unreasonable, therefore, be it

*Resolved*, That a joint committee, consisting of two members of the Senate and three of the House of Representatives, be appointed by the President of the Senate and Speaker of the House respectively, to investigate said rates and report the facts with such recommendations as they may think necessary, to the present legislature, as early as possible in the session, and that the Speaker of the House be requested to assign a stenographer to this committee.

ADOLPH E. L. JOHNSON,

Chief Clerk House of Representatives.

On motion of Mr. Clague the Senate concurred in the above resolution. Messrs. Clague and Witherstine were appointed as such committee on part of the Senate.

MR. PRESIDENT: I have to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 345, A bill for an act to appropriate money for the contingent expenses of the attorney general's office and to provide additional assistance for the Attorney General when necessary.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 234, A bill for an act to amend sub-division 43 of chapter 337 of the Laws of 1905, appropriating money for the relief of Emma Middlemist,

Was read the first time and referred to the Committee on Claims.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 3, 103, 155, 174, 188, 194, 242, 260,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 5, A bill for an act to provide for the service of process upon foreign insurance companies doing business in this state and to prevent the removal to the Federal courts by such companies of any action commenced against them in courts of this state and to provide for the revocation of the licenses of such companies in such cases.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotsbach,	Johnson, V. L.,	Sageng,
Anderson,	Cooke,	Gunderson.	Johnston,	Schaller,
Bedford,	Dale,	Gunn,	Laybourn,	Sullivan,
Briggs,	Dunn,	Hackney,	Moonan,	Sundberg,
Calhoun,	Durment,	Hall,	Naeseth,	Swanson,
Campbell,	Du Toit,	Hanson, A. L.,	Pauly,	White,
Canestorp,	Elwell,	Hanson, H. E.,	Peterson,	Wilson,
Canfield,	Farrington,	Hardy,	Poehler,	Works,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Wright,
Cashman,	Fosseen.			

So the bill passed and its title was agreed to.

S. F. No. 68, A bill for an act to amend section three thousand one hundred and forty-eight (3148) of the Revised Laws of 1905, relating to the time and manner of holding the annual meeting and the election of vestry of the Protestant Episcopal church of Minnesota.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Anderson,	Dale,	Gunderson,	Johnston,	Sullivan,
Bedford,	Dunn,	Gunn,	Naeseth,	Sundberg,
Briggs,	Durment,	Hackney,	Pauly,	Thorpe,
Campbell,	Du Toit,	Hall,	Peterson,	Weis,
Canestorp,	Elwell,	Hanson, A. L.,	Poebler,	White,
Canfield,	Farrington,	Hanson, H. E.,	Robinson,	Wilson,
Cashman,	Fitzpatrick,	Hardy,	Sageng,	Works,
Collier,	Fosseen,	Johnson, C. A.,	Schaller,	Wright,
Cooke,	Glotsbach,	Johnson, V. L.,		

So the bill passed and its title was agreed to.

S. F. No. 152, A bill for an act to amend sections five (5) and six (6) of chapter two hundred and eighty-nine (289) of the General Laws of Minnesota for the year one thousand nine hundred and three (1903), being "An act to authorize the reorganization of school districts in cities having a population of 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays none. as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	McColl,	Stephens,
Alderman,	Dale,	Hackney,	Naeseth,	Sullivan,
Anderson,	Dunn,	Hall,	Nelson,	Sundberg,
Bedford,	Durment,	Hanson, A. L.,	Pauly,	Swanson,
Briggs,	Du Toit,	Hanson, H. E.,	Peterson,	Thorpe,
Campbell,	Elwell,	Hardy,	Poebler,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Carpenter,	Fosseen,	Johnston,	Schaller,	Works,
Cashman,	Gunderson,	Laybourn,	Seward,	Wright,
Collier,				

So the bill passed and its title was agreed to.

# FIRST READING OF HOUSE BILLS.

H. F. No. 345, A bill for an act to appropriate money for the contingent expenses of the attorney general's office and to provide additional assistance for the Attorney General when necessary.

Which was read the first time.

Mr. Thorpe moved—

That the rules be suspended and that

H. F. No. 345, A bill for an act to appropriate money for the contingent expenses of the attorney general's office and to provide additional assistance for the Attorney General when necessary.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 345

Was read the second time.

H. F. No. 345, A bill for an act to appropriate money for the contingent expenses of the attorney general's office and to provide additional assistance for the Attorney General when necessary.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Naeseth,	Smith,
Alderman,	Dunn,	Hackney,	Nelson,	Stephens,
Anderson,	Durment,	Hall,	Pauly,	Sullivan,
Bedford,	Du Toit,	Hanson, A. L.,	Peterson,	Sundberg,
Briggs,	Elwell,	Hanson, H. E.,	Poehler,	Swanson,
Canestorp,	Farrington,	Hinton,	Putnam,	Thorpe,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Weis,
Carpenter,	Fosseen,	Johnston,	Sageng,	White,
Cashman,	Glotsbach,	McColl,	Schaller,	Wilson,
Coller,	Gunderson,	Moonan,	Seward,	Wright,
Cooke,				

Those who voted in the negative were:

Calhoun, Works,

So the bill passed and its title was agreed to.

## THIRD READING OF SENATE BILLS.

S. F. No. 108, A bill for an act authorizing counties to pay over to town, village or city treasurers certain sums of money from the county poor fund upon change from the county system to the town system of caring for the poor.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunn,	Laybourn,	Sageng,
Alderman,	Cooke,	Hackney,	McColl,	Schaller,
Anderson,	Dale,	Hall,	Naeseth,	Seward,
Bedford,	Dunn,	Hanson, A. L.,	Nelson,	Sullivan,
Briggs,	Durment,	Hanson, H. E.,	Pauly,	Sundberg,
Calhoun,	Farrington,	Hardy,	Peterson,	Thorpe,
Campbell,	Fitzpatrick,	Hinton,	Poehler,	Weis,
Canestorp,	Fosseen,	Johnson, C. A.,	Pugh,	White,
Canfield,	Glotzbach,	Johnson, V. L.,	Putnam,	Works,
Carpenter,	Gunderson,	Johnston,	Robinson,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

## ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed

S. F. Nos. 13, 108, 152, 202, 67, 186, 98, 179, 221,

Which report was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Campbell in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 13, 62,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 89, 135, 120, 220, 268,

Upon which they report progress and ask leave to sit again.

Also S. F. No. 183 with the following amendments, with the recommendation that the bill pass as amended:

Amend section 1 by striking out the words "of the" immediately following the figures "1655," and by striking out the words "of Minnesota for" in the first line of section 1.

Amend title by striking out words "of Minnesota for."

Amend by striking out of lines seven and eight of section 1 the words "previous to arriving at such age."

Also S. F. No. 138, with the following amendment, with the recommendation that the bill pass as amended:

Amend the title by striking out the words: "of Minnesota for the year."

Amend the first line of section one, the words: "of Minnesota for the year."

Strike out the words in line two printed in italics as follows: "stock list—filing—stockholders individual liability—effect of transfer."

On motion of Mr. Campbell the report of the committee was adopted.

On motion of Mr. Collier the Senate adjourned until tomorrow at 10:30 A. M.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

# TWENTY-FIRST DAY.

ST. PAUL, SATURDAY, February 9, 1907.

The Senate met at 10:30 o'clock A. M., and was called to order by the President.

The roll being called, the following members answered to their names:

Ahmann,	Coller,	Hackney,	Moonan,	Smith,
Alderman,	Cooke,	Hall,	Naeseth,	Sullivan,
Anderson,	Dale,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Swanson,
Briggs,	Durment,	Hardy,	Peterson,	Thorpe,
Calhoun,	Elwell,	Hinton,	Poehler,	Weis,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	White,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Wilson,
Canfield,	Fosseen,	Johnston,	Robinson,	Works,
Carpenter,	Glotzbach,	Laybourn,	Sageng,	Wright,
Cashman,	Gunn,	McColl,	Schaller,	

Messrs. Seward, Vail, Gunderson, Witherstine, McGowan, Clague excused.

Mr. Cooke offered—

Petitions relating to a proposed county local option law, from citizens of Wabasha County,

Which was referred to the Committee on Temperance.

Mr. Bedford offered—

A petition relating to a proposed county local option law, from Southern Minnesota Valley District of the Minnesota Conference of the Augustana Synod,

Which was referred to the Committee on Temperance.

Mr. Naeseth offered—

Petitions relating to a proposed county local option law, from citizens of Goodhue County,

Which was referred to the Committee on Temperance.

Mr. Weis offered—

Petitions relating to a proposed county local option law, from citizens of Le Sueur County,

Which was referred to the Committee on Temperance.

Mr. Sundberg offered—

Petitions relating to a proposed county local option law, from citizens of Kittson County,

Which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Johnson, C. A., moved that when the Senate adjourn it adjourn to next Wednesday forenoon at 11 o'clock.

Which motion prevailed.

Mr. Hanson, A. L., moved that S. F. Nos. 228 and 229 be referred to their authors.

Which motion prevailed.

Mr. Thorpe offered the following resolution:

*Resolved*, That Rule 12, as printed in the pocket manual for 1907, being one of the rules in force at the present time, be amended so as to read as follows:

12. All bills shall be referred by the President of the Senate without motion to the proper standing committee, on the first reading, unless otherwise ordered,

Which was referred to Committee on Rules.

#### INTRODUCTION OF BILLS.

Mr. Peterson introduced—

S. F. No. 300, A bill for an act to amend section one thousand nine hundred and one (1901) of the Revised Laws of Minnesota one thousand nine hundred and five (1905), relating to insurance of state buildings, fuel, and providing an annual appropriation for the payment of premiums on such insurance.

Which was read the first time and referred to the Committee on Insurance.

Mr. Sageng introduced—

S. F. No. 301, A bill for an act to appropriate money for school libraries, to be expended under the provisions of sections one thousand four hundred and twenty-four (1424) and one thousand four hundred and twenty-five (1425), Revised Laws one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Finance.

Mr. Wright introduced—

S. F. No. 302, A bill for an act to amend section four thousand six hundred and eighty-one (4681) of the Revised Laws of Minnesota one thousand nine hundred and five (1905), relating to the using of evidence of second trials.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Johnson, V. L., introduced—

S. F. No. 303, A bill for an act to appropriate money to carry on the work of the State Public Library Commission, and maintain the system of traveling libraries.

Which was read the first time and referred to the Committee on Libraries.

Mr. Schaller introduced—

S. F. No. 304, A bill for an act to provide for the study of physiology, hygiene and narcotics in the public schools,

Which was read the first time and referred to the Committee on Education.

Mr. Hanson, A. L., introduced—

S. F. No. 305, A bill for an act to establish a State Normal School.

Which was read the first time and referred to the Committee on Normal Schools.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 205, A bill for an act to amend section one thousand two hundred and eighty-two (1282), Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the formation of school districts,

Reports the same back with the recommendation that the attached bill be substituted for S. F. No. 205, and that the substitute bill do pass.

Adopted.

Mr. Monan (substitute for S. F. No. 205) introduced—

S. F. No. 306, A bill for an act to amend section one thousand two hundred and eighty-two (1282) of the Revised Laws one thousand nine hundred and five (1905), relating to the formation of school districts.

Which was read the first time.

Mr. Dale moved—

That the rules be suspended and that

S. F. No. 306, A bill for an act to amend section one thousand two hundred and eighty-two (1282) of the Revised Laws one thousand nine hundred and five (1905), relating to the formation of school districts.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 306

Was read the second time.

Mr. Hackney introduced—

S. F. No. 307, A bill for an act to authorize the several counties of the State of Minnesota to exhibit at the exposition to be held upon the State Fair grounds in the year one thousand nine hundred and eight (1908) commemorative of the fiftieth anniversary of the admission of the State of Minnesota to the Union, and to appropriate money therefor,

Which was read the first time and referred to the Committee on State Fair and Agricultural Societies.

## REPORTS OF STANDING COMMITTEES.

Mr. Alderman, from the Committee on Corporations, to which was referred—

S. F. No. 186, recommends that section one be amended to read as follows: Section 1. That section 3102 of the Revised Laws 1905 be amended so as to read as follows:

“3102. Any three or more persons may form a corporation for religious, social, moral, educational, scientific, benevolent, fraternal or reformatory purposes, or for providing, erecting, owning, leasing, furnishing and managing any building or buildings, hall or apartments, for the use of any society, societies, body or bodies, incorporated or unincorporated, organized for any of said purposes,”

Reports the same back with the recommendation that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 106, being A bill for an act to amend chapter three hundred and twenty-eight (328) of the Laws of one thousand nine hundred and five (1905), providing for liens on personal property in certain cases and for the enforcement thereof,”

Reports same back with the recommendation that section four (4) thereof be amended by inserting in the ninth line after the words “shall be” the following words, “served personally upon the owner of the property if he can be found within the county in which said property is stored, and if he cannot, then it shall be,” and when so amended the bill do pass.

Adopted.

## FIRST READING OF HOUSE BILLS.

H. F. No. 19, A bill for an act to pay deficiencies in aid to high schools, graded schools and rural schools for the two fiscal years ending July 31, 1905, and July 31, 1906,

Was read the first time and referred to the Committee on Finance.

H. F. No. 68, A bill for an act to authorize the Board of County Commissioners of any county in this state to change the name of any town within such county,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 85, A bill for an act to appropriate money to be expended by the State Live Stock Sanitary Board of Minnesota in payment of claims for animals killed on account of glanders and tuberculosis, under the provisions of chapter 115, Laws 1905,

Was read the first time and referred to the Committee on Finance.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 9, 1907.

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 1, An act to appropriate money for the expenses of the present session of the Legislature.

S. F. No. 33, An act relating to the selection of jurors in counties having a population of over one hundred thousand.

S. F. No. 26, An act to legalize certain newspaper publications.

S. F. No. 25, An act to amend section 5515, Revised Laws of 1905 of the State of Minnesota, relating to the qualifications of legal and official publications and newspapers.

S. F. No. 125, An act to regulate the composition and proceedings of Boards of County Commissioners of counties from which territory has been detached by change of boundaries.

S. F. No. 116, An act to legalize bonds heretofore voted or issued by cities of the fourth class under a "home rule charter," and purporting to have been issued or voted pursuant to the provisions of said charter.

S. F. No. 117, An act to legalize bonds heretofore voted or issued by cities of the fourth class under a "home rule charter," and purporting to have been issued or voted pursuant to the provisions of said charter and the statutes of the State of Minnesota, and for purposes permitted by the statutes.

S. F. No. 139, An act to appropriate money for the expenses of the state institutions named herein for the year ending July 31, 1907.

S. F. No. 216, An act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

S. F. No. 219, An act to repeal chapter 342, Special Laws of the year 1879, relating to limiting of time of holding sessions of the Board of County Commissioners in Houston County, and regulating the fees of the same.

S. F. No. 257, An act to give the regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in section twenty-one (21), township twenty-nine (29), range twenty-three (23) west, to the United States government for the purpose of erecting a building for the weather bureau, or for other agricultural purposes.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 106, 168,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 67, A bill for an act to amend section seven hundred and fifty-six (756) of the Revised Laws of one thousand nine hundred and five (1905), relating to villages and cities.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fosseen,	Laybourn,	Sageng,
Alderman,	Cashman,	Glottbach,	Moonan,	Schaller,
Anderson,	Coller,	Gunn,	Naeseth,	Sullivan,
Bedford,	Cooke,	Hackney,	Nelson,	White,
Briggs,	Dale,	Hall,	Pauly,	Weis,
Calhoun,	Durment,	Hanson, H. E.,	Peterson,	Wilson,
Campbell,	Elwell,	Johnson, C. A.,	Poehler,	Works,
Canestorp,	Farrington,	Johnson, V. L.,	Pugh,	Wright,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	

So the bill passed and its title was agreed to.

S. F. No. 186, A bill for an act to amend section one thousand six hundred and nineteen (1619), Revised Laws one thousand nine hundred and five (1905), relating to the publication of annual statements of insurance companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays 1, as follows:

Those who voted in the affirmative were:

Alderman,	Coller,	Hall,	Naeseth,	Smith,
Anderson,	Cooke,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dale,	Hanson, H. E.,	Peterson,	Sundberg,
Briggs,	Durment,	Hinton,	Poehler,	Swanson,
Calhoun,	Farrington,	Johnson, C. A.,	Pugh,	Thorpe,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fosseen,	Johnston,	Robinson,	Wilson,
Carpenter,	Gunn,	Laybourn,	Schaller,	Wright,
Cashman,	Hackney,			

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 221, A bill for an act to appropriate money for the contingent fund of the State Treasurer for the fiscal year ending July 31st, 1907.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Carpenter,	Gunn,	Naeseth,	Sullivan,
Anderson,	Cashman,	Hackney,	Nelson,	Thorpe,
Bedford,	Coller,	Hall,	Pauly,	Weis,
Briggs,	Cooke,	Hanson, H. E.,	Peterson,	White,
Calhoun,	Durment,	Hinton,	Putnam,	Wilson,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Works,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Wright,
Canfield,	Glotsbach,	Laybourn,	Smith,	

So the bill passed and its title was agreed to.

S. F. No. 179, A bill for an act to amend section five (5), chapter sixty-four (64), of the General Laws for one thousand nine hundred and five (1905), relating to the publication of notice by town supervisors.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunn,	Naeseth,	Smith,
Alderman,	Cashman,	Hanson, A. L.,	Nelson,	Sundberg,
Anderson,	Coller,	Hanson, H. E.,	Pauly,	Swanson,
Bedford,	Cooke,	Hinton,	Peterson,	Thorpe,
Briggs,	Dale,	Johnson, V. L.,	Poehler,	White,
Calhoun,	Durment,	Johnston,	Robinson,	Wilson,
Campbell,	Elwell,	Laybourn,	Sageng,	Works,
Canestorp,	Farrington,	Moonan,	Schaller,	Wright,
Canfield,	Glotsbach,			

So the bill passed and its title was agreed to.

Mr. Peterson moved—

That the rules be suspended and that

S. F. No. 176, A bill for an act to provide for the purchase of a silver service for the Battleship "Minnesota," and to appropriate money therefor,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 176

Was read the second time.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Hardy in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 199, 41, 60,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 89, 135, 120, 220, 268, 88, 132, 250,

Upon which they report progress and ask leave to sit again.

Also, that the following amendments were adopted as to S. F. No. 47, after which progress was recommended in the bill:

Amend line 2, section 2, by inserting after the word "municipality," the following words "equalling or exceeding in number ten (10) per cent of the vote cast in such municipality at the last general election."

Amend line one of section 2 by striking out the words "any ten (10) or more"

Also S. F. No. 192, which they report back with the recommendation that it be re-referred to the Committee on Railroads.

On motion of Mr. Hardy the report of the committee was adopted.

#### INTRODUCTION OF BILLS.

Mr. Wilson introduced—

S. F. No. 308, A bill for an act to increase the number of stenographic reporters appointed for the Municipal Court of Minneapolis, Hennepin County, Minnesota. .

Which was read the first time.

Mr. Wilson moved

That the rules be suspended and that

S. F. No. 308, A bill for an act to increase the number of stenographic reporters appointed for the Municipal Court of Minneapolis, Hennepin County, Minnesota.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 308

Was read the second time.

S. F. No. 308, A bill for an act to increase the number of stenographic reporters appointed for the Municipal Court of Minneapolis, Hennepin County, Minnesota.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 46 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Gunn,	McColl,	Schaller,
Alderman,	Coller,	Hackney,	Moonan,	Smith,
Anderson,	Cooke,	Hall,	Naeseth,	Sundberg,
Bedford,	Dale,	Hanson, A. L.,	Nelson,	Swanson,
Briggs,	Durment,	Hanson, H. E.,	Pauly,	Thorpe,
Calhoun,	Elwell,	Hardy,	Poehler,	Weis,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	White,
Canestorp,	Fosseen.	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Glotzbach,	Johnston,	Sageng,	Wright,
Carpenter,				

So the bill passed and its title was agreed to.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House :

MR. PRESIDENT: I have to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 68, A bill for an act to authorize the Board of County Commissioners of any county in this state to change the name of any town within such county.

H. F. No. 19, A bill for an act to appropriate money to pay deficiencies in aid of high schools, graded schools, semi-graded

schools, and rural schools for the two fiscal years ending July 31, 1905, and July 31, 1906.

H. F. No. 85, A bill for an act to appropriate money to be expended by the State Live Stock Sanitary Board of Minnesota, in payment of claims for animals killed on account of glanders and tuberculosis, under the provisions of chapter 115, laws 1905.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

ENROLLED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed

S. F. Nos. 62, 138, 183,

Which report was agreed to.

ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. No. 257,

Which report was agreed to.

On motion of Mr. Fosseen the Senate adjourned until Wednesday, February 13th, at 11 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

# TWENTY-SECOND DAY.

ST. PAUL, WEDNESDAY, February 13, 1907.

The Senate met at 11 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Eiwell,	Johnson, C. A.,	Pugh,	Weis.
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotsbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Collier,	Gunn,			Vail,

Quorum present.

Mr. Vail excused.

Minnesota Federation of Women's Clubs offered—

A communication relating to forestry and reforestation and provision of money therefor; and recommending the demonstration work in forestry at the State Itasca Park,

Which was referred to the Committee on Forestry and Fire Protection.

Mr. Johnson, C. A., offered—

A petition relating to game and fish laws.

Which was referred to the Committee on Game and Fish Laws.

Messrs. White, Fitzpatrick, Sageng, Bedford, Elwell, Wright and Sundberg offered—

Petitions relating to a proposed county local option law,  
Which was referred to the Committee on Temperance.

Senate Bill No. 82, Concurrent resolution of the Legislature of North Dakota (by Mr. Cashel), having been transmitted to this Senate was referred to the Committee on Grains and Warehouses.

#### MOTIONS AND RESOLUTIONS.

Mr. Calhoun moved that the Senate do now concur in the following House concurrent resolution:

WHEREAS, There will be held in the City of Seattle, State of Washington, in 1909, the Alaska-Yukon-Pacific Exposition, international in scope and character, and

WHEREAS, Said exposition will exploit and make known to the world the resources and potentialities of Alaska and the Yukon territory, the Orient and all the countries bordering on the Pacific Ocean, with their combined population of over 900,000,000 people, and

WHEREAS, Said exposition by reason of such exploitation, will tend to greatly enlarge and further develop the trade relations with these countries now enjoyed by the United States, and particularly of the Western and Southwestern States;

*Therefore, Be it Resolved* by the House of Representatives of the State of Minnesota, the Senate concurring, that we respectfully petition the Congress of the United States to pass a sufficient appropriation, providing for a suitable General Government building at the said Alaska-Yukon-Pacific Exposition and that exhibits be placed therein showing the standing, progress and advancement of the United States as a great commercial nation;

*Resolved, Further,* That the Chief Clerk of the House be instructed to transmit copies of this resolution to our Senators and Representatives in Congress and to the Speaker of the House of Representatives and President of the United States Senate.

Adopted.

## INTRODUCTION OF BILLS.

Mr. Cashman introduced—

S. F. No. 309, A bill for an act providing for the cancellation of certain taxes in the office of the County Auditor,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hardy (by request) introduced—

S. F. No. 310, A bill for an act entitled An act for the payment and discharge of the claim of William H. Temple against the State of Minnesota,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 311, A bill for an act to provide for punishment of persons responsible for or contributing to the delinquency of children under the age of seventeen years, and giving to the juvenile courts, established by chapter two hundred and eighty-five (285) of the General Laws of one thousand nine hundred and five (1905), jurisdiction over such offences,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson introduced—

S. F. No. 312, A bill for an act providing for the opening, working and operating mines, quarries, coal, gravel, clay, sand and peat deposits, on and in lands the title of which appears by properly executed deeds of record to be in a plurality of persons,

Which was read the first time and referred to the Committee on Mines and Minerals.

Mr. Fosseen introduced—

S. F. No. 313, A bill for an act to appropriate money for the construction and equipment of a building for the College of Education and the maintenance thereof,

Which was read the first time and referred to the Committee on Finance.

Mr. Works introduced—

S. F. No. 314, A bill for an act to tax separately as an interest in real estate any and all mineral rights in any lands within this state where the title to the land is in one party, and the mineral reservation or right is in another party,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 315, A bill for an act to prohibit discrimination by life insurance companies and providing penalties for violation thereof,

Which was read the first time and referred to the Committee on Insurance.

Mr. Wilson (by request) introduced—

S. F. No. 316, A bill for an act regulating annulment of marriage and divorce,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Seward introduced—

S. F. No. 317, A bill for an act to amend section four hundred and thirty-three (433), Revised Laws one thousand nine hundred and five (1905), relating to the annual statement of the Board of County Commissioners,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Hackney introduced—

S. F. No. 318, A bill for an act creating the office of county assessor in counties having a population of 150,000 inhabitants or over, providing for his election and prescribing his duties,

Which was read the first time and referred to the Ramsey and Hennepin County Delegations.

Mr. Hackney (by request) introduced—

S. F. No. 319, A bill for an act to amend section one thousand

nine hundred and twenty-nine (1929), Revised Laws one thousand nine hundred and five (1905), relating to Minnesota Sanitarium for Consumptives,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Alderman introduced—

S. F. No. 320, A bill for an act for and fix the compensation of all village treasurers,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Alderman introduced—

S. F. No. 321, A bill for an act to amend the title and section one (1) of chapter three hundred and five (305) of Laws of Minnesota for one thousand nine hundred and five (1905), entitled An act concerning the registration of land and the title thereto in counties of this state having more than 75,000 inhabitants, and section thirty-three hundred and seventy (3370), Revised Laws of Minnesota one thousand nine hundred and five (1905), which is the same as said section one (1), so that the same shall apply to all counties,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Pauly introduced—

S. F. No. 322, A bill for an act to provide for the election of candidates at primary and general elections for the office of judge of district and probate courts of this state,

Which was read the first time and referred to the Committee on Elections.

Mr. Farrington introduced—

S. F. No. 323, A bill for an act to amend section thirty-nine (39) of chapter two hundred thirty (230), General Laws of the year one thousand nine hundred and five (1905), providing for the drainage of lands, prescribing the duties of the County Commissioners and providing for assessment of benefits and award of damages, and the procedure for establishing drains,

Which was read the first time and referred to the Committee on Drainage.

Mr. Robinson introduced—

S. F. No. 324, A bill for an act to appropriate money to aid in the construction of the Elk River bridge across the Elk River, on the northwest quarter (nw $\frac{1}{4}$ ) of section twenty-six (26) in the township of Minden, in the County of Benton, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Robinson introduced—

S. F. No. 325, A bill for an act to amend chapter twenty-one (21) of the General Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the partial distribution of estates,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Robinson introduced—

S. F. No. 326, A bill for an act to legalize certain proceedings in the Probate Court in relation to the probate of foreign wills,

Which was read the first time and referred to the Committee on Judiciary.

Mr. McColl introduced—

S. F. No. 327, A bill for an act entitled An act to provide for fixing the salary of the chief of police in all cities in this state now or hereafter having a population of over 50,000 inhabitants,

Which was read the first time.

Mr. McColl moved

That the rules be suspended and that

S. F. No. 327, A bill for an act entitled An act to provide for fixing the salary of the chief of police in all cities in this state now or hereafter having a population of over 50,000 inhabitants,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 327

Was read the second time.

S. F. No. 327, A bill for an act entitled An act to provide for fixing the salary of the chief of police in all cities in this state now or hereafter having a population of over 50,000 inhabitants,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays none, as follows :

Those who voted in the affirmative were :

Alderman,	Coller,	Gunderson,	Naeseth,	Stephens,
Anderson,	Cooke,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dale,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Donaldson,	Hardy,	Peterson,	Thorpe,
Calhoun,	Durment	Hinton,	Poehler,	Weis,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	White,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Canfield,	Fosseen,	Johnston,	Seward,	Works,
Cashman,	Glotzbach,	McColl,	Smith,	Wright,

So the bill passed and its title was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 247, A bill for an act providing that all contracts in writing expressing a consideration shall import a consideration,

Reports the same back with the recommendation that section 1 thereof be amended by inserting after the last word thereof the following words, "not only as between the parties to said instrument, but as to all persons,"

And that when so amended said bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 156, A bill for an act to amend section three hundred and ninety (390) of chapter seven (7), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), providing for transcribing records to new counties and relating to the fees to be paid therefor.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 239, A bill for an act prohibiting any person, firm, corporation or association of persons from selling goods, wares or merchandise from requiring that the purchaser not to sell or deal in the goods, wares or merchandise of any other person, firm, corporation or association of persons.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 157, A bill for an act to amend section three hundred and ninety-one (391) of Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the levy and collection of taxes in newly created counties.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 104,

Reports the same back with the recommendation that the bill be amended as follows:

Amend section one (1) so as to read as follows:

Section I. That section 3637, Revised Laws of 1905, be and the same are hereby amended so as to read as follows:

“3637. In all counties in which the compensation of judges of probate is not fixed by special law, the probate judge shall receive in full compensation for all services rendered by them annual salaries as follows: In counties whose population is less than three thousand, three hundred dollars; if the population is three thousand and less than six, four hundred and seventy-five dollars; if six thousand and less than nine thousand, six hundred and fifty dollars; if nine thousand and less than twelve thousand, eight hundred and twenty-five dollars; if twelve thousand and less than fifteen thousand, one thousand dollars; if fifteen thousand and less than eighteen thousand, eleven hundred and seventy-five dollars; if eighteen thousand and less than twenty-three thousand, thirteen hundred and fifty dollars; if twenty-three thousand and less than thirty thousand, fifteen hundred dollars; if thirty thousand and less than thirty-five thousand, eighteen hundred dollars; if thirty-five thousand and less than forty-five thousand, two thousand dollars; if forty-five thousand and less than one hundred thousand, three thousand dollars; if one hundred thousand or over, forty-five hundred dollars. In addition to the foregoing salaries, annual compensation for clerk hire for probate judges shall be as follows: In counties having a population of fifty thousand and less than one hundred thousand, one thousand dollars; if the population is one hundred thousand and less than two hundred thousand, fifty-three hundred dollars, of which eighteen hundred dollars shall be for the salary of the clerk of such court and the balance for additional clerk hire and stenographer; if two hundred thousand or over, fifty-nine hundred and forty dollars, of which twenty-five hundred dollars shall be for the salary of the clerk of such court, eleven hundred dollars for the salary of a deputy clerk, and the balance for salary of three general clerks. In counties having a population of thirteen thousand and less than fifty thousand, the county board may allow probate judges as clerk hire not to exceed nine hundred dollars annually. In counties having less than thirteen thousand it may allow clerk hire, if deemed necessary, to an amount not exceeding one-fourth of the salary of the judge of such court. All such salaries and clerk hire shall be paid monthly from the county treasury upon the warrant of the county auditor. In all counties having a population of two hundred thousand or over, probate judges and clerks

shall charge for their services, the fees prescribed by law, which shall be paid into the county treasury. No probate judge or clerk shall charge or receive any fees, except for taking acknowledgements and administering oaths, outside their probate duties, or for certified copies of the records and files of the court, for which the same compensation shall be allowed as is given by law to clerks of the district court.

Adopted.

Mr. Canestorp moved that the Senate concur in House amendments to S. F. No. 99.

Which motion prevailed.

The question being taken on the re-passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Hanson, A. L.,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Fitzpatrick,	Hinton,	Pugh,	White,
Canestorp,	Glotzbach,	Johnson, C. A.,	Putnam,	Wilson,
Canfield,	Gunderson,	Johnson, V. L.,	Robinson,	Wernerstine,
Carpenter,	Hackney,	Johnston,	Sageng,	Works,
Cashman,	Hall,	Laybourn,	Seward,	Wright,

So the bill passed and its title was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 26, A bill for an act to regulate persons, co-partnerships or corporations engaged in the banking business in this state, not incorporated or subject to examination by the Public Examiner and containing certain prohibitions,

Was read the first time.

Mr. Thorpe moved

That the rules be suspended and that

H. F. No. 26, A bill for an act to regulate persons, co-partnerships or corporations engaged in the banking business in this state, not incorporated or subject to examination by the Public Examiner and containing certain prohibitions,

Be read the second time and substituted for S. F. No. 88 on General Orders,

Which motion prevailed.

H. F. No. 26,

Was read the second time.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File herewith transmitted:

S. F. No. 68, A bill for an act to amend section 3148 of the Revised Laws of Minnesota, relating to the time of holding the annual meeting and the election of vestry of the Protestant Episcopal Church of Minnesota.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File herewith transmitted, with an amendment, in which the concurrence of the Senate is requested:

S. F. No. 99, A bill for an act to authorize Boards of County Commissioners to purchase ditching machines for highway purposes, and control the use thereof.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File, herewith transmitted:

H. F. No. 26, A bill for an act to regulate persons, co-partnerships or corporations engaged in this state, not incorporated or subject to examination by the Public Examiner, and containing certain prohibitions.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 104, 156, 157, 239, 247,

Were read the second time.

### THIRD READING OF SENATE BILLS.

S. F. No. 13, A bill for an act to amend section one thousand three hundred and twenty-three (1323) of chapter fourteen (14) Revised Laws one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 29 and nays 20, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Peterson,	Sundberg,
Alderman,	Donaldson,	Hanson, A. L.,	Pugh,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Robinson,	White,
Canestorp,	Fitzpatrick,	McColl,	Sageng,	Witherstine,
Cashman,	Fosseen,	Moonan,	Seward,	Works,
Clague,	Gunderson,	Pauly,	Sullivan,	

Those who voted in the negative were:

Anderson,	Dale,	Gunn,	Naeseth,	Smith,
Briggs,	Dunn,	Hinton,	Nelson,	Stephens,
Calhoun,	Farrington,	Johnson, V. L.,	Poehler,	Weis,
Canfield,	Glottbach,	Laybourn,	Putnam,	Wright,

So the bill did not pass.

S. F. No. 62, A bill for an act to amend section two thousand nine hundred and ninety-three (2993) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relative to the limit of loans by banks.

Was read the third time.

Mr. Johnson, C. A., moved the following amendment:

Amend S. F. No. 62 by striking out the word "fifty" where it occurs in lines 8 and 10 of the printed bill and substitute in lieu thereof the word "sixty,"

Which motion prevailed and the amendments were adopted.

On motion of Mr. Thorpe the bill was laid over until tomorrow.

S. F. No. 138, A bill for an act to amend section two thousand nine hundred and eighty-five (2985) of the Revised Laws of Min-

nesota for the year one thousand nine hundred and five (1905), relative to stockholders' individual liability.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 57 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hall,	Naeseth,	Stephens,
Alderman,	Cooke,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dale,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hardy,	Peterson,	Swanson,
Briggs,	Durment,	Hinton,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Farrington,	Johnston,	Robinson,	Wilson,
Canfield,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Carpenter,	Gunderson,	McColl,	Schaller,	Works,
Cashman,	Gunn,	Moonan,	Seward,	Wright,
Clague,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 183, A bill for an act to amend section 1555 of the Revised Laws of Minnesota for 1905, relating to payment of pensions and relief by Firemen's Relief Associations, and exemptions thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 55 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunderson,	McGowan,	Stephens,
Alderman,	Dale,	Hackney,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hall,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, A. L.,	Poehler,	Swanson,
Briggs,	Durment,	Hanson, H. E.,	Pugh,	Thorpe,
Calhoun,	Du Toit,	Hardy,	Putnam,	Weis,
Campbell,	Elwell,	Hinton,	Robinson,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Schaller,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Seward,	Works,
Clague,	Glotsbach,	McColl,	Smith,	Wright,

So the bill passed and its title was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Stephens in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 47, 132, 103, 260, 155,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 89, 135, 120, 220, 242, 293, 294, 298,

Upon which they report progress and ask leave to sit again.

Also,

S. F. Nos. 3, 174,

Which they report back and recommend that they be made a special order for Friday, February 15th, at 2:30 P. M.

S. F. No. 268, with the following amendment and with the recommendation that it do pass as amended:

Amend S. F. No. 268 as follows:

By striking out in the title in first line the words "sections one (1) and three (3) of" and by striking out in line one (1) of section one (1) the words "section one (1) and three (3) of."

On motion of Mr. Stephens the report of the Committee was adopted.

On motion of Mr. Putnam the Senate adjourned until 10 o'clock tomorrow morning.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

# TWENTY-THIRD DAY.

ST. PAUL, THURSDAY, February 14, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Gunn,	Moonan,	Smith,
Alderman,	Dale,	Hackney.	Nacseth,	Stephens,
Anderson,	Donaldson,	Hall,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hardy,	Poehler,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fosseen,	Johnston,	Sageng,	Witherstine,
Cashman,	Glotsbach,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McColl,	Seward,	Wright,
Coller,				

Quorum present.

Messrs. Vail and McGowan excused.

## PETITIONS AND COMMUNICATIONS.

Messrs. Seward, Weis, Bedford, Sundberg, Canfield, Swanson, Fosseen offered petitions relative to a proposed county local option law,

Which were referred to the Committee on Temperance.

Mr. Fosseen offered a petition relative to and in support of S. F. No. 313, relating to the building of a College of Education,

Which was referred to the Finance Committee.

## MOTIONS AND RESOLUTIONS.

On motion of Mr. Cashman 500 copies of S. F. Nos. 9 and 276 were ordered printed.

Mr. Wright moved that the vote by which S. F. No. 13 was lost be reconsidered and the bill be placed on General Orders.

Which motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Hanson, A. L., introduced—

S. F. No. 328, A bill for an act to appropriate money to aid in the completion of a state road in Winsor Township, in Clearwater County,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Canfield introduced—

S. F. No. 329, A bill for an act to appropriate money out of the general revenue fund to aid in building and repairing bridges and in constructing and repairing highways in this state,

Which was read the first time and referred to the Committee on Roads, Bridges, etc.

Mr. Gunn introduced—

S. F. No. 330, A bill for an act to amend section nine hundred and three (903) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the payment of real estate taxes and the accrual of penalties thereon.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Johnson, V. L., introduced—

S. F. No. 331, A bill for an act to appropriate money for the improvement, care and maintenance of the State Park, Dalles of St. Croix,

Which was read the first time and referred to the Committee on Public Parks.

Mr. Briggs introduced—

S. F. No. 322, A bill for an act to appropriate money for the purpose of aiding in building a bridge and constructing approaches to same,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Alderman introduced—

S. F. No. 333, A bill for an act to amend section five (5) of chapter three hundred and thirty-four (334) of the General Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 334, A bill for an act requiring telephone companies doing business in the State of Minnesota to connect with other lines and to furnish service for patrons of such connecting lines,

Which was read the first time and referred to the Committee on Municipal Corporations.

Messrs. Johnston, Seward, Bedford, Canestorp, Peterson introduced—

S. F. No. 335, A bill for an act to encourage enducation in agriculture and domestic science by providing for the establishment and maintenance of county schools of agriculture and domestic economy, for the certification of graduates of such schools and making appropriations for such schools,

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Johnson, C. A., introduced—

S. F. No. 336, A bill for an act to amend chapter two hundred and thirty (230) of the Laws of one thousand nine hundred and five (1905), relating to the drainage of lands,

Which was read the first time and referred to the Committee on Drainage.

## THIRD READING OF SENATE BILLS.

S. F. No. 199, A bill for an act to repeal Chapters three hundred and sixty-eight (368) and three hundred and seventy-six (376), of the Special Laws of Minnesota for one thousand eight hundred and eighty-seven (1887).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fosseen	McColl,	Smith,
Alderman,	Cashman,	Gunderson,	Moonan,	Stephens
Anderson,	Clague,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Cooke,	Hardy,	Poehler,	Swanson,
Briggs,	Dale,	Hinton,	Pugh,	White,
Calhoun,	Donaldson,	Johnson, C. A.,	Putnam,	Wilson,
Campbell,	Dunn,	Johnson, V. L.,	Robinson,	Witherstine,
Canestorp,	Eiwell,	Johnston,	Sageng,	Works,
Canfield,	Farrington,	Laybourn,	Seward,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 60, A bill for an act entitled an Act creating a fund, and providing for the disbursement thereof, for pensions and relief by Fireman's Relief Association in cities having a population of more than fifty thousand inhabitants.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 49 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotzbach,	McColl,	Seward,
Alderman,	Cooke,	Gunderson,	Moonan,	Smith,
Anderson,	Dale,	Hanson, A. L.,	Nacseth,	Stephens.
Bedford,	Donaldson,	Hanson, H. E.,	Nelson,	Sundberg,
Briggs,	Dunn,	Hardy,	Pauly,	Swanson,
Calhoun,	Durment,	Hinton,	Poehler,	Weis,
Campbell,	Du Toit,	Johnson, C. A.,	Pugh,	White,
Canestorp,	Eiwell,	Johnson, V. L.,	Putnam,	Wilson,
Canfield,	Farrington,	Johnston,	Robinson,	Wright,
Cashman,	Fosseen,	Laybourn	Sageng,	

So the bill passed and its title was agreed to.

## MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 49, A bill for an act to fix salaries of superintendents of the poor in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section 36, article IV. of the Constitution of this state.

H. F. No. 50, A bill for an act to amend section three thousand three hundred and thirty-five (3335), of the Revised Code of the year 1905 relating to conveyances of real estate by husband and wife.

H. F. No. 66, A bill for an act to appropriate money for planting trees on the state's forest reserve land.

H. F. No. 90, A bill for an act to repeal chapter forty-seven (47) General Laws one thousand eight hundred and ninety-nine (1899), entitled An act to fix the salary of the judge of probate in counties exceeding 28,000, when the salary of the judge of probate is arbitrarily fixed at \$1,200 or less per annum.

H. F. No. 105, A bill for an act to amend section four thousand and twenty five (4025) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to the duties of justice of the peace in criminal cases.

H. F. No. 128, A bill for an act to provide for the installation and care of law libraries in court houses.

H. F. No. 149, A bill for an act providing that officers of school districts may designate depositories for school district moneys and requiring the deposit of school district moneys in such depositories and exempting school district treasurers from liability from such deposit.

H. F. No. 170, A bill for an act to authorize a payment from county funds of certain expenses of County Superintendents of Schools.

H. F. No. 171, A bill for an act to prohibit fraternities and societies, secret and not secret, from being formed in the public schools of this state, etc.

H. F. No. 180, A bill for an act to legalize and validate the defective execution of assignments of mortgages, the recording of said assignments and the foreclosure of the mortgages, assigned.

Also the appointment by the Speaker of the following committee on the part of the House to investigate the charges and rates of express companies doing business in this state:

Messrs. Robinson, Nelson, S., and Conroy.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### REPORTS OF STANDING COMMITTEES.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 237, A bill for an act to permit legal publication of annual statements of insurance companies in Insurance Journals, under certain conditions.

Reports the same back with the following amendment: Insert between the words "publication" and "devoted" in line one of section 1 of the bill the words, "printed and published in the State of Minnesota." Also insert at the end of section 1 the following: "Provided that nothing herein contained shall interfere with the publication of such annual statement as now required by law in the daily or weekly newspapers of counties other than the one in which such insurance journal is printed and published," and that when so amended the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 259, A bill for an act exempting mutual fire, hail and tornado insurance unincorporated associations, maintained exclusively by the members of one church or of one religious denomination, from the laws of this state regulating insurance.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance to which was referred—

S. F. No. 284, A bill for an act to amend sections one thousand six hundred and ninety-four (1694) and one thousand six hundred and ninety-five (1695) of chapter nineteen (19), General Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the business of life insurance,

Reports the same back with the recommendation that it be referred to its author.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 57, A bill for an act to authorize the formation of companies or associations for the purpose of mutual protection of the members thereof against loss of live stock by death from disease, lightning, tornadoes, accidents, and every other casual or accidental cause, on the mutual plan.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 110, A bill for an act to require an annual apportionment and account of surplus life insurance companies as to policies heretofore issued.

Reports the same back with the following amendment:

Amend section 4 so as to read as follows: "This act shall take effect and be in force from and after Jan. 1st, 1908," and that when so amended the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 56, A bill for an act to require an annual apportionment and accounting of life insurance companies.

Reports the same back with the following amendment:

Amend section 7 so as to read: "This act shall take effect and be in force from and after January 1st, 1908," and when so amended that the bill do pass.

Adopted.

Mr. Hinton, from the Committee on Normal Schools, to which was referred—

S. F. No. 238, A bill for an act to provide for summer sessions at the Normal Schools and to appropriate money therefor.

Reports the same back with the recommendation that the same do pass.

Adopted.

On motion of Mr. Witherstine S. F. No. 238 was referred to the Finance Committee.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 56, 57, 110, 237, 259

Were read the second time.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled—

S. F. No. 68,

Which report was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Cooke in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 89, 242, 298, 106, 168, 306,

Which they report back and recommend that they do pass.

Also,

S. F. No. 135, 120, 220, 250, 188, 194, 293, 294, 176 and

H. F. No. 26,

Upon which they report progress and ask leave to sit again.

On motion of Mr. Cooke the report of the committee was adopted.

On motion of Mr. Witherstine the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TWENTY-FOURTH DAY.

ST. PAUL, FRIDAY, February 15, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Hackney,	Naeseth,	Stephens,
Alderman,	Ronaldson,	Hall,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Du Toit,	Hardy,	Poehler,	Thorpe,
Calhoun,	Elwell,	Hinton,	Pugh,	Weis,
Campbell,	Farrington,	Johnson, C. A.,	Putnam,	White,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Fosseen,	Johnston,	Sageng,	Witherstine,
Carpenter,	Glotzbach,	Laybourn,	Schaller,	Works,
Cashman,	Gunderson,	McColl,	Seward,	Wright,
Clague,	Gunn,	Moonan,	Smith,	

Quorum present.

Messrs. McGowan, Vail, Dale excused.

### PETITIONS AND COMMUNICATIONS.

Messrs. Fosseen, Thorpe, Sundberg, Canfield, Hanson, H. E., Hinton, Hall offered petitions relative to a proposed county local option law, which were referred to the Committee on Temperance.

Mr. Anderson offered a petition from citizens of Freeborn County relative to the proposed establishment of a new industrial school for girls, which was referred to the Committee on State Training School.

A communication from H. D. Lyman, president of American Surety Company of New York, relative to S. F. No. 77, was referred to the Committee on Insurance.

## MOTIONS AND RESOLUTIONS.

Mr. Moonan offered the following resolution:

Resolved, That the Senate favors the enactment of a law fixing the maximum charge for carrying passengers on any railroad in this state at two cents per mile, and,

*Resolved, Further,* That the provisions of S. F. No. 6, introduced by Senator F. H. Peterson, in clear and concise language, covers this subject matter, and the Senate favors the enactment into law of the provisions of said bill relating thereto.

Mr. Wilson gave notice of debate, and under the rules went over until tomorrow.

Mr. Moonan offered the following resolution:

*Resolved,* That the Senate favors the enactment of a law fixing the maximum charge for carrying passengers on all railroads in this state at two cents per mile.

Mr. Calhoun gave notice of debate.

## INTRODUCTION OF BILLS.

Mr. Bedford introduced—

S. F. No. 337, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of ice cream,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Stephens (by request) introduced—

S. F. No. 338, A bill for an act to amend section one hundred and twenty-six (126) of chapter eight (8) of the General Laws of one thousand eight hundred and ninety-five (1895), and entitled an act to provide for the incorporation, organization and government of cities,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. White introduced—

S. F. No. 339, A bill for an act to amend section two thousand three hundred and fifty-one (2351), Revised Laws one thousand

nine hundred and five (1905), relating to the examination and licensing of veterinarians,

Which was read the first time and referred to the Committee on Public Health and Pure Foods.

The Ramsey County Delegation introduced—

S. F. No. 340, A bill for an act to provide for the extension and enlargement of the new State Capitol grounds,

Which was read the first time and referred to the Committee on Public Buildings.

Mr. Gunn introduced—

S. F. No. 341, A bill for an act to determine the descent of government land scrip, and lands on which same has been located, when the patent for such lands has been issued to the heirs of any deceased person, in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Naeseth (by request) introduced—

S. F. No. 342, A bill for an act to enable the entomologist of the State Experiment Station to make detailed investigations leading to the control of insects affecting wheat, barley, rye, corn, clover and other Minnesota crops,

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Robinson introduced—

S. F. No. 343, A bill for an act authorizing cities of this state having a population of 10,000 inhabitants or less, to issue and sell their negotiable coupon bonds, to take up their past due indebtedness and to prevent the subsequent creation of a floating indebtedness in such cities.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Robinson introduced—

S. F. No. 344, A bill for an act to appropriate money to aid in the construction of a bridge across the Mississippi river immediately

west of the Village of Rice, in the Township of Langola, in the County of Benton, Minnesota,

Which was read the first time and referred to the Committee on Finance.

Mr. Robinson introduced—

S. F. No. 345, A bill for an act to authorize cities having a population of 10,000 inhabitants or less, to purchase, acquire, install, construct, extend and improve water works and to issue bonds for such purpose,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Fossen (by request) introduced—

S. F. No. 346, A bill for an act to amend sections three thousand three hundred and sixty-six (3366) and three thousand three hundred and sixty-seven (3367) Revised Laws one thousand nine hundred and five (1905), relating to surveying and platting land.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 347, A bill for an act relating to the conduct of hotels, inns and public lodging houses,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Peterson introduced—

S. F. No. 348, A bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota, and to prescribe a penalty for the violation thereof,

Which was read the first time and referred to the Committee on Railroads.

Mr. Swanson (by request) introduced—

S. F. No. 349, A bill for an act to repeal chapters one hundred and ten and two hundred and twenty of the General Laws of Minnesota for one thousand nine hundred and five, relating to the annexation of outside lands to cities,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Pauley introduced—

S. F. No. 350, A bill for an act to require corporations to pay twice a month,

Which was read the first time and referred to the Committee on Labor.

Mr. Nelson introduced—

S. F. No. 351, A bill for an act to provide compensation for clerks of the District Court in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield (by request) introduced—

S. F. No. 352, A bill for an act to provide for detaching territory included within the corporate limits of villages,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Durment (by request) introduced—

S. F. No. 353, A bill for an act limiting liability that a surety company authorized to do business in the State of Minnesota may assume on any one bond,

Which was read the first time and referred to the Committee on Insurance.

Mr. Durment introduced—

S. F. No. 354, A bill for an act authorizing cities of more than 50,000 inhabitants to sprinkle the boulevards within the limits of any such city and to levy special assessments therefor,

Which was read the first time and referred to Ramsey, Hennepin and St. Louis Delegations.

Mr. Hackney introduced—

S. F. No. 355, A bill for an act entitled An Act to appropriate money for buildings and improvements at the Agricultural Experiment Station,

Which was read the first time and referred to the Committee on Finance.

Mr. Seward introduced—

S. F. No. 356, A bill for an act to impose upon insurance companies organized under the laws of any other state or foreign country doing business in this state, the same conditions, provisions, and requirements imposed by the laws of such state or foreign country upon like companies organized under the laws of this state transacting business in such state or foreign country,

Which was read the first time and referred to the Committee on Insurance.

Mr. Briggs introduced—

S. F. No. 357, A bill for an act entitled an act to amend the title to and section one of chapter three hundred, Laws one thousand nine hundred and five, relating to the appointments of officials and employes under the State Dairy and Food Commissioner,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Hinton introduced—

S. F. No. 358, A bill for an act entitled an act to amend section one thousand seven hundred and eighty of the Revised Laws one thousand nine hundred and five.

Which was read the first time and referred to the Committee on Finance.

Mr. Clague introduced—

S. F. No. 359, A bill for an act to amend section three thousand two hundred and thirty-eight of the Revised Laws one thousand nine hundred and five, relating to the ownership of real estate in the State of Minnesota, and to the quantity of land which corporations may acquire, hold and own.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Schaller introduced—

S. F. No. 360, A bill for an act to amend section two thousand

five hundred and thirteen of the Revised Laws of Minnesota one thousand nine hundred and five, setting apart certain tax title lands for forest reserve and to appropriate money therefor,

Which was read the first time and referred to the Committee on Forestry and Fire Protection.

Mr. Pauly introduced—

S. F. No. 361, A bill for an act to provide for the establishment of a State Printing Plant and for the equipment thereof, and appropriation therefor,

Which was read the first time and referred to the Committee on Printing.

Mr. Pauly introduced—

S. F. No. 362, A bill for an act to fix the salary of Register of Deeds,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Wright introduced—

S. F. No. 363, A bill for an act creating a State Board of Accountancy, prescribing its powers and duties, providing examinations and issuing of certificates to qualified Public Accountants, and providing penalties for violations of the provisions of this act,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Sullivan introduced—

S. F. No. 364, A bill for an act to amend section five thousand four hundred and forty-five of the Revised Laws of Minnesota one thousand nine hundred and five, relating to the diminution of sentence of convicts to the State Prison,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Pauly introduced—

S. F. No. 365, A bill for an act providing for a State Printing Commission, a State Printer, fixing his compensation, defining his

duties, providing penalties for the violation of this act, and making appropriations to pay his salary and other expenses of operating a State printing plant and repealing sections 2265, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276 and 2277 of the General Statutes of the State of Minnesota for the year 1905, and all others amendatory thereof,

Which was read the first time and referred to the Committee on Printing.

#### REPORTS OF STANDING COMMITTEES.

The Committee on Agriculture and Horticulture, to which was referred S. F. No. 74, recommends that the same do pass.

Adopted.

The Committee on Agriculture and Horticulture, to which S. F. No. 201 was referred, recommends that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred

S. F. No. 134, reports the same back with the recommendation that it be amended as follows:

1. That Section 4 be amended to read as follows:

"Sec. 4. Policies issued pursuant to the provisions of this Act may provide for not more than one year preliminary term insurance, and shall be valued accordingly by incorporating therein the following clause immediately preceding the "Change of Beneficiary clause": "The first year's insurance under this policy is Term Insurance."

2. That the words "when issued in this state" be stricken out on page 46, section 9, line 3.

And that when so amended the bill do pass.

Adopted.

The Hennepin, Ramsey and St. Louis county delegations report back

S. F. No. 227, with the recommendation that the words and figures "three hundred thousand (300,000) dollars" be stricken out

of section 1 and the words and figures "eight hundred thousand (800,000) dollars" be inserted in lieu thereof, and that when so amended the bill do pass.

Adopted.

Mr. Durment moved—

That the rules be suspended and that

S. F. No. 227, A bill for an act to authorize cities having a population of more than 50,000 to issue and sell bonds in aid of the construction of public high school buildings, and for acquiring suitable sites and grounds therefor,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 227

Was read the second time.

S. F. No. 227, A bill for an act to authorize cities having a population of more than 50,000 to issue and sell bonds in aid of the construction of public high school buildings, and for acquiring suitable sites and grounds therefor,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Naeseth,	Sundberg,
Alderman,	Dunn,	Hall,	Nelson,	Swanson,
Anderson,	Durment,	Hanson, A. L.,	Pauly,	Thorpe,
Bedford,	Du Toit,	Hanson, H. E.,	Pugh,	Weis,
Calhoun,	Elwell,	Johnson, C. A.,	Sageng,	White,
Canestorp,	Glotsbach,	Johnson, V. L.,	Seward,	Wilson,
Canfield,	Gunderson,	Johnston,	Stephens,	Witherstone,
Carpenter,	Gunn,	McColl,	Sullivan,	Wright,
Clague,				

So the bill passed and its title was agreed to.

Mr. Dunn of the Ramsey County Delegation, to whom was referred

S. F. No. 253, A bill for an act authorizing cities of 50,000 to issue bonds for park purposes.

Reports the same back with the recommendation that the bill be amended as follows:

Add after the word "parkways" in the eleventh line, section one, the following words: "As well as for the improvement of parks and parkways heretofore acquired," and that when so amended that the bill do pass.

Adopted.

Mr. Dunn moved—

That the rules be suspended and that

S. F. No. 253, A bill for an act entitled "An act to authorize cities in this state now or hereafter having a population of more than fifty thousand inhabitants to issue bonds for acquiring and improving lands for public parks and parkways,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 253

Was read the second time.

S. F. No. 253, A bill for an act entitled "An act to authorize cities in this State now or hereafter having a population of more than fifty thousand inhabitants to issue bonds for acquiring and improving lands for public parks and parkways,"

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hall,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Briggs,	Du Toit,	Hardy,	Pugh,	Weis,
Calhoun,	Elwell,	Hinton,	Robinson,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	Wilson,
Canfield,	Glotsbach,	Johnston,	Seward,	Witherstine,
Carpenter,	Gunderson,	McColl,	Smith,	Wright,
Clague,				

So the bill passed and its title was agreed to.

The Hennepin, Ramsey and St. Louis County Delegations return S. F. No. 256 and recommend that the bill do pass.

Adopted.

The Hennepin and Ramsey County Delegations report back S. F. No. 210, with the recommendation that the bill do pass.

Adopted.

#### REPORT OF STANDING COMMITTEES.

Mr. Hall, from the Committee on Railroads, to which was referred

S. F. No. 124, A bill for an act to promote the safety of employees of common carriers and railway companies by compelling them to equip the freight cars with automatic couplers and suitable grab irons or hand holds.

Reports the same back with the recommendation that the bill be amended as follows:

1st. In line (1) one of Section (1) one of said bill, change the word "January" to "July."

2nd. In line (1) one of Section (2) two of said bill, change the word "January" to "July."

3rd. Strike out Section (4) four of said bill.

And that the bill when so amended be passed.

Adopted.

Mr. Fosseen, from the Committee on Public Accounts and Expenditures, to which was referred

S. F. No. 61, A bill for an act to provide for the reception of the records and archives of the office of the United States Surveyor General for the district of Minnesota, and for the providing of additional employees in the office of the Secretary of State.

Reports the same back with the recommendation that the said bill do pass.

Adopted.

Mr. Hackney, from the Committee on State Fair and Agricul-

tural Society, to which was referred S. F. No. 295, reports the same back with the following amendments:

Amend the title of said bill in line 4 after the word "union" by inserting "to authorize the purchase and condemnation of lands in connection therewith."

Amend Section 1 by adding at the end of line 8, after the numbers "1908" the following: "The Governor, Attorney General, Auditor and Treasurer, shall for the purposes of said commemorative exposition be members ex-officio of said Board of Managers."

Amend Section 13, sub-section 7, of said bill, by adding after the word "State" in line 9, the following: "Whatever sums of money are necessary to meet said interest on said certificates is hereby annually appropriated from the monies in said general revenue fund not otherwise appropriated."

Amend Section 14 of said bill, by adding at the end thereof the words "to be credited to the State Agricultural Society."

And that when so amended the bill be recommended to pass.

Adopted.

Mr. Sullivan, of the Committee on State Prison, to which was referred

S. F. No. 2, A bill for an act to authorize and empower the Board of Control of state institutions to establish and maintain a plant for the manufacture of agricultural implements at the State Prison at Stillwater.

Respectfully recommends that said bill be amended so as to read as follows:

"A Bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and the extra parts thereof at the State Prison at Stillwater.

"Be it Enacted by the Legislature of the State of Minnesota:

"Section 1. The State Board of Control of State Institutions is hereby authorized and empowered to establish, equip, maintain and operate at the new State Prison at Stillwater a factory for the manufacture of rakes, mowers, harvesters and binders and the ex-

tra parts thereof, and for that purpose to employ such number of prisoners and skilled laborers as in their judgment may be necessary, and for the purposes of this act to use not to exceed Two Hundred Thousand Dollars (\$200,000.00) of the existing revolving fund of this State, or so much thereof as said Board of Control may find necessary therefor from time to time.

"Sec. 2. The said Board of Control shall cause the machines and extras manufactured at said factory to be sold under and pursuant to such rules and regulations as the Board of Control shall make from time to time for the sale thereof, and shall be sold for cash or security approved by the Warden.

"Sec. 3. All acts and parts of acts inconsistent with the provisions hereof are hereby repealed,

"Sec. 4. This Act shall take effect and be in force from and after its passage."

And that when so amended the same do pass.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 36; A bill for an act to amend Sections two thousand two hundred and sixty-six (2,266) and two thousand two hundred and seventy-six (2,276), of Chapter thirty-four (34), of the Revised Laws of one thousand nine hundred and five (1905), relating to printing commission and publication of Session Laws and indexes thereof.

Reports same back with the recommendation that Section 1 thereof be amended by striking out of the second, third and fourth lines the words, "by striking out of said section words and the session laws where same occur in said section, so that section when amended shall," and insert in lieu thereof the words "so as to."

Amend Section 2 of said bill by striking out of the fifteenth, sixteenth and seventeenth lines the words "the whole to be made substantially on the plan of the index to the session laws of the State of Wisconsin for the year 1905," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 105, A bill for an act proposing an amendment to article nine (9) of the Constitution of the State of Minnesota, authorizing the state auditor to levy an acreage tax on lands insured against loss by hail, at the option of the owners of said land for the purpose of creating an insurance fund against damage to crops by hail storms and to provide for the manner of handling and distributing said fund.

Reports same back with the recommendation that said bill do not pass, but that it be placed upon general orders with an amendment to the title thereof as follows:

Insert in the third line of said title after the word "hail" the words "and wind," and insert in the fifth line of said title after the word "hail" the words "or wind," and insert in the fifth line of said title after the word "storms" the words "or both."

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 123, A bill for an act to confirm, legalize and validate bonds heretofore issued by organized townships in certain cases.

Reports same back with the recommendation that Section 1 thereof be amended by adding after the word "act" in the first line the words and figures "and subsequent to January 11th, 1905," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 302, A bill for an act to amend section four thousand six hundred and eighty-one (4681) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to the use of evidence of second trials,

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred

S. F. No. 224, A bill for an act to repeal chapter one hundred and sixty-five (165) of the General Laws of Minnesota for the year one thousand eight hundred and ninety-five (1895).

Reports same back with the recommendation that the title of said bill be amended by adding at the end thereof the following: "Being an Act to declare a forfeiture and determination of the rights of the Hastings, Minnesota River, and the Red River of the North Railway Company, afterwards called the Hastings and Dakota Railway Company, to any of the public lands within this State heretofore granted or reserved to aid the construction of the line of road of said company,"

And that when so amended the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred

S. F. No. 126, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehouseman shall keep open for business.

Recommend that the same be amended by inserting after the word "may" in Section (1) one, line (1) one, the words "after hearing."

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred

S. F. No. 127, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed.

Reports the same back with the recommendation that the same do pass.

Adopted.

## ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed

S. F. No. 47, 155, 268, 99 and 103.

Which report was agreed to.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed

S. F. No. 89, 106, 168 and 41.

Which report was agreed to.

## FIRST READING OF HOUSE BILLS.

H. F. No. 49, A bill for an act to fix salaries of Superintendents of the Poor in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted, under and pursuant to Section 36, Article IV of the Constitution of this State,

Was read the first time and referred to the Committee on Henepin, Ramsey and St. Louis.

H. F. No. 50, A bill for an act to amend Section 3335 of the Revised Code of the year 1905, relating to conveyances of real estate by husband and wife,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 66, A bill for an act to appropriate money for planting trees on the State's forest reserve land,

Was read the first time and referred to the Committee on Forestry and Fire Protection.

H. F. No. 90, A bill for an act to repeal Chapter 47, General Laws 1899, entitled "An act to fix the salary of the Judge of Probate in counties exceeding 28,000 when the salary of the Judge of Probate is arbitrarily fixed at \$1,200 or less per annum,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 105, A bill for an act to amend Section 4025 of the Revised Laws of Minnesota, 1905, relating to the duties of Justices of the Peace in criminal cases,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 128, A bill for an act to provide for the installation and care of Law Libraries in counties having a population of 100,000 or over,

Was read the first time and referred to the Committee on Libraries.

H. F. No. 149, A bill for an act providing that officers of school districts may designate depositories for school district moneys and requiring the deposit of school district moneys in such depositories, and exempting school district treasurers from liability for such deposits,

Was read the first time and referred to the Committee on Education.

H. F. No. 170, A bill for an act to authorize the payment from county funds of certain expenses of County Superintendents of Schools,

Was read the first time and referred to the Committee on Education.

H. F. No. 171, A bill for an act to prohibit fraternities and societies, secret and not secret, from being formed in the Public Schools of this State, empowering and making it the duty of School Directors to adopt regulations relating thereto and to enforce the same, and making it an offence to solicit pupils to join them and prescribing the penalty therefor,

Was read the first time and referred to the Committee on Education.

H. F. No. 180, A bill for an act to legalize and validate the defective execution of assignments of mortgages, the recording of said assignments and the foreclosure of the mortgages assigned,

Was read the first time and referred to the Committee on Judiciary.

# SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. No. 2, 36, 61, 74, 105, 123, 124, 126, 127, 134, 201, 210, 224, 256, 295,

Were read the second time.

# THIRD READING OF SENATE BILLS.

S. F. No. 62, A bill for an act to amend section 2993 of the Revised Laws of Minnesota for the year 1905, relative to the limit of loans by banks,

Was read the third time and put upon its final passage.

Mr. Collier offered the following amendment:

Amend S. F. No. 62, by striking out the words:

“And provided further, that no bank shall invest in such mortgage loans in the aggregate more than fifty per cent of the bank's total deposits,” where the same appear in lines nine (9) and ten (10) of the printed bill,

Which was adopted.

The question being taken on the passage of the bill,

And the roll being called there were yeas 49 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hanson, A. L.,	Pauly,	Sullivan,
Alderman,	Cooke,	Hanson, H. E.,	Peterson,	Sundberg,
Anderson,	Donaldson,	Hardy,	Poehler,	Swanson,
Bedford,	Dunn,	Johnson, C. A.,	Putnam,	Thorpe,
Briggs,	Elwell,	Johnson, V. L.,	Robinson,	Weis,
Calhoun,	Farrington,	Johnston,	Sageng,	White,
Campbell,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Canestorp,	Glotzbach,	McColl,	Seward,	Works,
Canfield,	Gunderson,	Moonan,	Smith,	Wright,
Clague,	Gunn,	Nelson,	Stephens,	

So the bill passed and its title was agreed to.

S. F. No. 41, A bill for an act to amend section one thousand three hundred and twenty-eight (1328) of the Revised Laws of

one thousand nine hundred and five (1905), relating to school district treasurers' bonds.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunn,	Moonan,	Smith,
Alderman,	Cooke,	Hackney,	Nelson,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Sundberg,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Fosseen,	Johnston,	Sageng,	Witherstine,
Carpenter,	Gunderson,	Laybourn	Schaller,	Works,
Cashman,	Glotsbach,	McColl,	Seward,	Wright,
Clague,				

So the bill passed and its title was agreed to.

S. F. No. 268, A bill for an act to repeal sections one (1) and three (3) of chapter three hundred and five (305) of the Special Laws of one thousand eight hundred and seventy-nine (1879).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Johnson, V. L.,	Seward,
Alderman,	Coller,	Gunn,	Moonan,	Sullivan,
Anderson,	Cooke,	Hackney,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, A. L.,	Peterson,	Thorpe,
Briggs,	Du Toit,	Hanson, H. E.,	Putnam,	Weis,
Campbell,	Elwell,	Hardy,	Robinson,	Witherstine,
Canestorp,	Farrington,	Hinton,	Sageng,	Works,
Canfield,	Fosseen,	Johnson, C. A.,	Schaller,	Wright,
Carpenter,	Glotsbach,			

So the bill passed and its title was agreed to.

S. F. No. 132, A bill for an act to amend section two thousand and nineteen (2019), chapter twenty-eight (28), Revised Laws of Minnesota, for one thousand nine hundred and five (1905), relating to transfer facilities of railroads.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays none, as follows:

Those who voted in the affirmative were

Ahmann,	Clague,	Gunderson,	McColl,	Smith,
Alderman,	Coller,	Gunn,	McGowan,	Stephens,
Anderson,	Cooke,	Hall,	Moonan,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Briggs,	Dunn,	Hanson, H. E.,	Poehler,	Swanson,
Calhoun,	Du Toit,	Hinton,	Putnam,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Robinson,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	Witherstine,
Canfield,	Fosseen,	Johnston,	Schaller,	Works,
Carpenter,	Glotzbach,	Laybourn,	Seward,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

S. F. No. 155, A bill for an act amending section 4273 Revised Laws of Minnesota for the year 1905, relating to transcribing docket entries of judgments to new counties,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fosseen,	Johnston,	Seward,
Alderman,	Cashman,	Gunderson,	Johnson, V. L.,	Smith,
Anderson,	Clague,	Gunn,	Laybourn,	Sullivan,
Bedford,	Coller,	Hall,	Nelson,	Sundberg,
Briggs,	Cooke,	Hanson, A. L.,	Pauly,	Swanson,
Calhoun,	Donaldson,	Hanson, H. E.,	Putnam,	Thorpe,
Campbell,	Dunn,	Hardy,	Robinson,	Weis,
Canestorp,	Du Toit,	Hinton,	Sageng,	Witherstine,
Canfield,	Elwell,	Johnson, C. A.,	Schaller,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 260, A bill for an act to authorize the sale of certain land owned by the State of Minnesota, and with the moneys arising therefrom, together with the money received from the condemnation and taking for railroad purposes of certain other land, to purchase other lands for the use of the St. Peter State Hospital for Insane.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hanson, A. L.,	Moonan,	Smith,
Alderman,	Coller,	Hanson, H. E.,	Naeseth,	Stephens,
Anderson,	Cooke,	Hardy,	Nelson,	Sullivan,
Bedford,	Donaldson,	Hinton,	Pauly,	Sundberg,
Briggs,	Du Toit,	Johnson, C. A.,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Weis,
Canestorp,	Fosseen,	Johnston,	Sageng,	Witherstine,
Canfield,	Gunderson,	Laybourn,	Schaller,	Works,
Carpenter,	Gunn,	McGowan,	Seward,	Wright,
Cashman,	Hall,			

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Putnam in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 120, 293, 156,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 250, 194, 176, 104, 157, 239, 247,

Upon which they report progress and ask leave to sit again.

Also

S. F. No. 130, with the recommendation that the bill be referred to its author.

Also

S. F. No. 294, with the following amendment, which was adopted, and with the recommendation that the bill be referred to the Finance Committee without losing its place on General Orders:

Strike out all of Sections 2 and 3 of the proposed bill, and insert the following :

Sec. 2. Whenever one or more of the detention hospitals herein provided for is complete and ready for occupancy, all commitments from the district in which such completed detention hospital or hospitals is situated, as established by the State Board of Control under Section 1916, Revised Laws 1905, shall be made thereto.

Sec. 3. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated the sum of One Hundred and Eighty Thousand (180,000) Dollars, to carry out the provisions of this act; one-half of said sum to be available for the year ending July 31, 1908, and one-half of said sum to be available for the year ending July 31, 1909.

Sec. 4. This act shall take effect and be in force from and after its passage.

Also

S. F. No. 188, to pass with the following amendment :

Amend S. F. No. 188, by adding after Section 3 of the printed bill the following section, to be numbered Section 4 :

"Section 4. This act shall not be construed as in any manner superseding, repealing, amending, or qualifying the provisions of any home rule charter heretofore adopted by any city or village under the laws of this State, and this act shall not in any manner apply to any such city or village."

Also

Renumber Section 4 of the printed bill so that the same shall be Section 5.

Also

S. F. No. 220, to pass with the following amendment :

Section 1. Amend S. F. 220 by adding at the end of Section 1 of the printed bill the following words: "Provided that when any municipality in which is organized a bank of not more than five thousand dollars capital, shall as shown by either the state or national census, to have increased its population to one thousand or over, or the deposits of such bank shall have for six months an

average deposit of fifty thousand dollars or more, the public examiner may by giving sixty days notice to the officers of such bank, require it to increase its capital to ten thousand dollars.

Amend S. F. No. 220, by striking out the word "four" in line 4 of the printed bill, and insert in lieu thereof the word "two," and strike out the word "four" in line 5 of the printed bill, and insert in lieu thereof the word "two."

Also

H. F. No. 26, with the following amendment, which was adopted, and with the further recommendation that the bill be referred to the Judiciary Committee with instructions to make report as to its constitutionality not later than next Wednesday, the bill to retain its place on General Orders.

Amend H. F. No. 26, by inserting after the figures "1905" in the 13th line of the printed bill, the following:

Provided, corporations heretofore created under the laws of any other state, carrying on in this state any business other than commercial banking and authorized by their charter to use such name, or parts of name as are hereby prohibited, may continue to use the same by using thereafter the words, "without banking privileges" in letters equal in size to those of the words "bank," "savings bank," "banking," "bankers" or "trust company" or the plural of any such words.

On motion of Mr. Laybourn the Senate took a recess until 2:30 o'clock.

## AFTERNOON SESSION.

The Senate convened at 2:30 p. m., the President in the chair.

### SPECIAL ORDER.

The Senate then took up the consideration of S. F.'s Nos. 3 and 174, the special order set for this time.

Mr. Sullivan moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Hackney,	Moonan,	Seward,
Alderman,	Cooke,	Hall,	Naeseth,	Smith,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Stephens,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sullivan,
Briggs,	Durment,	Hardy,	Peterson,	Sundberg,
Calhoun,	Elwell,	Johnson, C. A.,	Poehler,	Thorpe,
Campbell,	Farrington,	Johnson, V. L.,	Pugh,	Weis,
Canestorp,	Fitzpatrick,	Johnston,	Putnam,	White,
Canfield,	Fosseen,	Laybourn,	Robinson,	Wilson,
Carpenter,	Gunderson,	McColl,	Sageng,	Works,
Cashman,	Gunn,	McGowan,	Schaller,	Wright,
Clague,				

Messrs. Du Toit, Witherstine, Vail, Dale excused.

On motion of Mr. Sullivan further proceedings under the call were dispensed with.

### THIRD READING OF SENATE BILLS.

S. F. No. 3, A bill for an act to amend Chapter nineteen hundred and five (1905), providing for the establishment and maintenance by the State Public Library Commission of a legislative reference and information department at the State Capitol and defining the duties of the librarian thereof and appropriating the necessary money therefor.

Was read the third time.

S. F. No. 174, A bill for an act to establish and maintain, by the State Library, a legislative reference and information department, and appropriating the necessary money therefor.

Was read the third time.

Mr. Works offered the following amendment to S. F. No. 174, and moved its adoption:

Strike out the words "State Librarian" in the first line of Section 2 and insert the words "Governor, Attorney General and Chief Justice" in lieu thereof.

Also

Strike out the words "subject to the approval of a board consisting of the Governor, Attorney General and Chief Justice" in lines one and two of said Section 2,

Which was adopted.

Mr. McGowan moved that S. F. No. 3 and S. F. No. 174 be re-

ferred to a committee of five of which Mr. Sullivan and Mr. Works shall be members,

Which motion was lost.

Mr. Works moved that S. F. No. 174 be substituted for S. F. No. 3,

Which motion was lost.

The question being taken on the passage of S. F. No. 3,

And the roll being called there were yeas 35 and nays 11, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Gunderson,	Johnson, V. L.,	Schaller,
Anderson,	Coller,	Gunn,	Laybourn,	Seward,
Bedford,	Cooke,	Hackney,	McGowan,	Smith,
Briggs,	Dunn,	Hall,	Peterson,	Stephens,
Calhoun,	Durment,	Hanson, A. L.,	Pugh,	Sullivan,
Campbell,	Elwell,	Hanson, H. E.,	Putnam,	White,
Canfield,	Fosseen,	Johnson, C. A.,	Robinson,	Wilson,

Those who voted in the negative were:

Ahmann,	Farrington,	Glotzbach,	Naeseth,	Sageng,
Canestorp,	Fitzpatrick,	McColl,	Pauly,	Works,
Donaldson,				

So the bill passed and its title was agreed to.

#### MESSAGE FROM THE HOUSE.

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 38, A bill for an act to amend section 748 of the Revised Code of the State of Minnesota for the year 1905, relating to Home Rule Charters for cities.

H. F. No. 59, A bill for an act to provide for liens upon horses and other animals for the cost of shoeing the same.

H. F. No. 91, A bill for an act to regulate the manufacture, use and sale of firecrackers and other toy firearms.

H. F. No. 164, A bill for an act to amend Chapter 291 of the General Laws of 1903, the same being an act establishing municipal courts in villages having a population of more than 2,000 and less than 3,000 inhabitants, in all counties whose population is more than

50,000 and less than 150,000 according to the U. S. Census for the year 1900.

H. F. No. 233, A bill for an act to prescribe the effect to be given to certificates heretofore made and recorded under the provisions of Chapter 25 General Laws of Minnesota for the year 1891, the same being "An Act relative to plats of towns and cities in this state and of additions to and subdivisions thereof and the correction and legalization of the same," and to the record of such certificates.

H. F. No. 260, A bill for an act to amend section 57, Revised Laws 1905, providing fees for serving notices of expiration of redemption from tax sales.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Calhoun the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TWENTY-FIFTH DAY.

ST. PAUL, SATURDAY, February 16, 1907.

The Senate met at 10 o'clock A. M., and was called to order by Mr. Wilson.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Hackney,	McColl,	Schaller,
Alderman.	Cooke,	Hall,	McGowan,	Seward,
Anderson,	Donaldson,	Hanson, A. L.,	Moonan,	Stephens,
Bedford,	Dunn,	Hanson, H. E.,	Nelson,	Sullivan,
Briggs,	Durment,	Hardy,	Pauly,	Sundberg,
Calhoun,	Du Toit,	Hinton,	Peterson,	Swanson,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Thorpe,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	Wilson,
Cashman,	Fosseen,	Laybourn,	Sageng,	Wright,
Clague,	Gunn,			

Quorum present.

Messrs. Dale, Glotzbach, Gunderson, Witherstine, Smith, Works, Weis, Naeseth, Carpenter, Poehler, Vail were excused.

In the absence of the President of the Senate and the President pro tempore, Mr. Wilson was elected President pro tem for the day.

### PETITIONS AND COMMUNICATIONS.

Mr. Elwell offered—

A petition relating to a proposed county local option law, from citizens of Hennepin County,

Which was referred to the Committee on Temperance.

## INTRODUCTION OF BILLS.

Mr. Bedford introduced—

S. F. No. 366, A bill for an act to provide for the supervision of a child pending proceedings for the transfer of its custody to any society incorporated under the laws of this state for securing homes for children,

Which was read the first time and referred to the Committee on Corporation.

Mr. Seward introduced—

S. F. No. 367, A bill for an act to appropriate money to be expended in locating, surveying and marking all or a part of the battlefield of Wood Lake, and in purchasing for the use of the state a part thereof.

Which was read the first time and referred to the Committee on Finance.

Mr. Nelson introduced—

S. F. No. 368, A bill for an act to amend section two thousand six hundred and seventy-six (2676), Revised Laws one thousand nine hundred and five (1905),

Which was read the first time and referred to the Committee on General Legislation.

Mr. Gunn introduced—

S. F. No. 369, A bill for an act to determine the amount to be allowed for clerk hire in the offices of county auditors in counties of this state containing seventy-five (75) or more congressional townships of land, and having an assessed valuation of more than five million (5,000,000) dollars.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Naeseth introduced—

S. F. No. 370, A bill for an act relating to the State Training School for Boys and Girls,

Which was read the first time and referred to the Committee on State Training Schools.

Mr. McColl introduced—

S. F. No. 371, A bill for an act for the relief of James Carney, and to appropriate money therefor,

Which was read the first time and referred to the Committee on Claims.

Mr. Wilson introduced—

S. F. No. 372, A bill for an act to amend section three thousand seven hundred and ninety-two (3792) of the Revised Laws of one thousand nine hundred and five (1905), relating to assigning the residue of estates and confirming sales under license by probate courts,

Which was read the first time and referred to the Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred S. F. No. 203, reports the same back with the recommendation that the bill be amended to read as follows:

Amend section 1 by inserting after the word "distribution" in the fourth line thereof, the words "among the ungraded and graded schools in this state."

Amend section 2 by inserting after the word "thereby" the words "remaining after said charts provided for in section 1 have been drawn, lithographed and distributed," and that when so amended the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 154, A bill for an act for the free education at the University of Minnesota of soldiers who enlisted from Minnesota in the United States army for the war of 1898 between the United States of America and the Kingdom of Spain, and were honorably discharged therefrom.

Recommends that the bill be amended as follows:

Amend the title by striking out the words "who enlisted from Minnesota" in the second line of the title, and inserting in lieu thereof the words "residents of Minnesota who enlisted." Further amend the title by adding after the word "army" in the second line of the title, the words "or navy."

Amend section 1 by adding after the words "army," in the second line of said section the words "or navy."

Amend section 2 by adding at the end of said section the words "and to refund to any student who may come under the provisions of this act, any money which he has paid in as tuition since his discharge."

Amend by striking out section 3.

Amend by renumbering section 4 and making it section 3, and that when so amended the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 95, A bill for an act to amend section two hundred and fifty-three (253), of the Revised Laws one thousand nine hundred and five (1905), State of Minnesota, relating to the location of polling places for elections.

Reports the same back without recommendation.

Adopted.

#### ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the committee had examined, read, compared and found truly engrossed.

S. F. Nos. 62, 188, 253 and 227,

Which report was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 38, A bill for an act to amend section seven hundred and forty-eight (748) of the Revised Code of the State of Minne-

sota for the year one thousand nine hundred and five (1905), relating to Home Rule Charters for cities,

Was read the first time and referred to the Committee on Municipal Corporations.

H. F. No. 91, A bill for an act to regulate the manufacture, use and sale of firecrackers and other toy firearms,

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 59, A bill for an act to provide for liens upon horses and other animals for the cost of shoeing the same,

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 164, A bill for an act to amend chapter two hundred and ninety-one (291) of the General Laws of one thousand nine hundred and three (1903), the same being an act establishing municipal courts in villages having a population of more than two thousand (2,000) and less than three thousand (3,000) inhabitants, in all counties whose population is more than fifty thousand (50,000) and less than one hundred and fifty thousand (150,000) according to the U. S. Census for the year one thousand nine hundred (1900).

Was read the first time and referred to the Committee on Municipal Corporations.

H. F. No. 233, A bill for an act to prescribe the effect to be given to certificates heretofore made and recorded under the provisions of chapter twenty-five (25), General Laws of Minnesota for the year one thousand eight hundred and ninety-one (1891), the same being "An act relative to plats of towns and cities in this state and of additions to and subdivisions thereof and the correction and legalization of the same," and to the record of such certificates.

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 260, A bill for an act to amend section fifty-seven (57), Revised Laws one thousand nine hundred and five (1905), providing fees for serving notices of expiration of redemption from tax sales,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. Nos. 95, 154, 203

Were read the second time.

Mr. Hardy moved that the calendar be passed for the day.

Which motion prevailed.

On motion of Mr. Hardy the Senate adjourned until next Monday evening at 8 o'clock, February 18th.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

TWENTY-SIXTH DAY.

ST. PAUL, MONDAY, February 18, 1907.

The Senate met at 8 o'clock P. M. and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Clague,	Hackney,	Naeseth,	Seward,
Alderman,	Cooke,	Hall,	Nelson,	Smith,
Anderson,	Dale,	Hanson, A. L.,	Pauly,	Sullivan,
Bedford,	Donaldson,	Hanson, H. E.,	Peterson,	Sundberg,
Briggs,	Dunn,	Hardy,	Poehler,	Thorpe,
Calhoun,	Durment,	Johnson, V. L.,	Pugh,	Weis,
Campbell,	Elwell,	Johnston,	Putnam,	White,
Canestorp,	Fitzpatrick,	Laybourn,	Robinson,	Witherstine,
Canfield,	Fosseen,	McColl,	Sageng,	Wright,
Cashman,	Gunderson,			

Quorum present.

Messrs. Hinton, Johnson, C. A., Wilson, Collier, Du Toit, Glotzbach, Gunn, McGowan, Moonan, Schaller, Stephens, Vail, Work excused.

## MOTIONS AND RESOLUTIONS.

The following resolution from the House of Representatives of North Dakota.

Resolutions introduced by Mr. Murphy.

*Be It Resolved by the House of Representatives of North Dakota:*

That the courteous and co-operative expression of this body be extended to the Legislative Assembly of the State of Minnesota, as follows:

That their efforts be concentrated towards relieving the car shortage at the coal shipping terminals in that state, thus enabling the coal dealers in this state to get a supply of coal in their yards.

Second. To use their efforts to have the coal now in cars to be moved to their destinations that these cars may be unloaded and returned for reloading. Be it further

*Resolved*, That while the State of North Dakota has been able to prevent any great amount of suffering in the state through the natural coal deposits, a gift from the great Creator, great inconvenience has been occasioned by the inability to get the Eastern coals, bituminous and soft; and be it

*Resolved*, That this body recommend a concurrence of thanks to the Minnesota Legislative Assembly for the consideration of this resolution.

TREADWELL TWICHELL,

Speaker of the House.

P. D. NORTON,

Chief Clerk of the House,

Was referred to Mr. Peterson, Senator from Clay County.

Mr. Seward offered—

Petitions remonstrating against the passage of a proposed County Local Option Law, from citizens of the Seventeenth Legislative District.

Which was referred to the Committee on Temperance.

Mr. Briggs offered—

A petition relating to a proposed County Local Option Law from citizens of Fillmore County,

Which was referred to the Committee on Temperance.

Mr. Hanson, H. E., offered—

A petition relating to County Local Option Law from citizens of Jackson and Cottonwood Counties,

Which was referred to the Committee on Temperance.

#### INTRODUCTION OF BILLS.

Mr. Elwell introduced—

S. F. No. 373, A bill for an act to authorize the Board of Regents of the State University to acquire property for the use thereof, issue certificates of indebtedness and levying a tax to pay for same.

Which was read the first time and referred to the Committee on University and University Lands.

Mr. Putnam introduced—

S. F. No. 374, A bill for an act to amend section thirty-six (36), article four (4) of the Constitution of the State of Minnesota, relating to cities and villages already incorporated and villages desiring to be incorporated, to frame their own charters as such, and classifying cities for the purposes of General Legislation,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 375, A bill for an act entitled an act to amend Section one thousand seven hundred forty-three (1743), Revised Laws, one thousand nine hundred five (1905), relating to the standard measures and tests for milk and cream,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Campbell introduced—

S. F. No. 376, A bill for an act authorizing certain counties to levy an additional tax for road and bridge purposes, amending sections one thousand two hundred five (1205) of the Revised Statutes of one thousand nine hundred five (1905) as amended by Chapter one hundred ninety-five (195) of the General Laws of one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hackney (by request) introduced—

S. F. No. 377, A bill for an act to amend section one thousand five hundred forty-nine (1549) of the Revised Laws of Minnesota one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 378, A bill for an act relating to witness fees in civil actions and proceedings,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 379, A bill for an act to amend section five thousand one hundred sixty-one (5161), Revised Laws one thousand nine hundred five (1905), relating to drunkenness,

Which was read the first time and referred to the Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 170, A bill for an act to amend Section one (1), of an act entitled, "An act requiring the education of children and providing for truant officers in ungraded school districts and cities," being Chapter two hundred and twenty-six (226), Laws of one

thousand eight hundred and ninety-nine (1899), relating to compulsory education of children.

Reports the same back with the recommendation that the attached bill be substituted for S. F. No. 170, and that the substitute bill do pass.

Adopted.

#### INTRODUCTION OF BILLS.

Mr. Dale introduced—

S. F. No. 380, A bill for an act to amend section one thousand four hundred forty-six (1446), Revised Laws one thousand nine hundred five (1905), as amended and supplemented by Chapter two hundred sixty-five (265) of the General Laws of Minnesota for the year one thousand nine hundred five (1905), relating to compulsory education,

Which was read the first time.

Mr. Dale moved—

That the rules be suspended and that

S. F. No. 380, (substitute for S. F. No. 170), A bill for an act to amend section one thousand four hundred forty-six (1446), Revised Laws one thousand nine hundred five (1905), as amended and supplemented by Chapter two hundred sixty-five (265) of the General Laws of Minnesota for the year one thousand nine hundred five (1905), relating to compulsory education.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 380

Was read the second time.

#### REPORTS OF STANDING COMMITTEES—CONTINUED.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 118, A bill for an act regulating life insurance companies and prohibiting the diversion of funds for political purposes.

Reports the same back with the following amendment: by striking out the following words in Section one beginning in line fourteen thereof, to-wit: .

“Misdemeanor and be punished by imprisonment for not more than one year, and a fine or not more than One Thousand Dollars” and insert in lieu thereof the following words: “Gross misdemeanor.”

And when so amended, reports the same back with the recommendation that it do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 166, A bill for an act to prohibit misrepresentations by Life Insurance Companies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 162, A bill for an act defining the status of persons soliciting life insurance.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 300, A bill for an act to amend section 1901 of the Revised Laws of Minnesota, 1905, relating to insurance of State buildings, fuel—and providing for an annual appropriation for the payment of premiums on such insurance,

Reports the same back with the recommendation that same be referred to the Finance Committee.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 356, A bill for an act to impose upon insurance companies organized under the laws of any other state or foreign country doing business in this State, the same conditions, provisions and requirements imposed by the law of such State or foreign country upon like companies organized under the laws of this State transacting business in such State or foreign country,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 133, A bill for an act relating to the annual reports of life insurance companies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 161, A bill for an act regulating disbursements by life insurance companies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 163, A bill for an act to prohibit the issuance of Non-Participating Policies by certain Life Insurance Companies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

## MESSAGE FROM THE GOVERNOR.

The following message was received from his Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 68, A bill for an act to amend section three thousand one hundred and forty-eight (3148) of the Revised Laws of 1905, relating to the time and manner of holding the annual meeting and the election of vestry of the Protestant Episcopal church of Minnesota.

S. F. No. 99, A bill for an act to authorize Boards of County Commissioners to purchase ditching machines for highway purposes and control the use thereof.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 118, 133, 161, 162, 163, 166, 356,

Were read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 47, A bill for an act authorizing municipal corporations to prohibit the maintenance of bucket shops, or agencies for the same, within their corporate limits.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Fosseen,	Johnston,	Sageng,
Alderman,	Cooke,	Glotzbach,	Laybourn,	Seward,
Anderson,	Dale,	Gunderson,	Nelson,	Smith,
Bedford,	Donaldson,	Hall,	Pauly,	Sullivan,
Briggs,	Dunn,	Hanson, A. L.,	Peterson,	Sundberg,
Calhoun,	Durment,	Hanson, H. E.,	Poehler,	Weis,
Campbell,	Elwell,	Hardy,	Pugh,	Witherstine,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Wright,
Cashman,	Fitzpatrick,			

So the bill passed and its title was agreed to.

S. F. No. 298, A bill for an act to amend section three thousand eight hundred and sixty (3860), Revised Laws one thousand nine hundred and five (1905), of Minnesota, relating to warrant of commitment to State Hospitals for the Insane.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fitzpatrick,	Naeseth,	Seward,
Alderman,	Clague,	Fosseen,	Nelson,	Smith,
Anderson,	Cooke,	Gunderson,	Pauly,	Sullivan,
Bedford,	Dale,	Hackney,	Peterson,	Sundberg,
Briggs,	Donaldson,	Hall,	Poehler,	Thorpe,
Calhoun,	Dunn,	Hanson, H. E.,	Pugh,	Weis,
Campbell,	Durment,	Hardy,	Putnam,	White,
Canestorp,	Elwell,	Johnson, V. L.,	Robinson,	Witherstine,
Canfield,	Farrington,	Johnston,	Sageng,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 106, A bill for an act to amend chapter three hundred and twenty-eight (328) of the Laws of one thousand nine hundred and five (1905), being an act entitled An act providing for liens on personal property in certain cases and for the enforcement thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Hackney,	Nelson,	Smith,
Alderman,	Cooke,	Hall,	Pauly,	Sullivan,
Anderson,	Dale,	Hanson, A. L.,	Peterson,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Pugh,	Thorpe,
Briggs,	Durment,	Hardy,	Putnam,	Weis,
Calhoun,	Elwell,	Johnson, V. L.,	Robinson,	White,
Campbell,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Canestorp,	Fosseen,	Laybourn,	Seward,	Wright,
Canfield,	Gunderson,	Naeseth,		

So the bill passed and its title was agreed to.

S. F. No. 168, A bill for an act to amend Section three thousand one hundred and two (3,102), of the Revised Laws of one thousand nine hundred and five (1905), relating to the organization of corporations other than those for pecuniary profit.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Gunderson,	Naeseth,	Seward,
Alderman,	Clague,	Hackney,	Pauly,	Smith,
Anderson,	Cooke,	Hall,	Peterson,	Sullivan,
Bedford,	Dale,	Hanson, A. L.,	Poehler,	Sundberg,
Briggs,	Dunn,	Hanson, H. E.,	Pugh,	Weis,
Calhoun,	Durment,	Hardy,	Putnam,	White,
Campbell,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Wright,
Canfield,	Fosseen,	Laybourn,		

So the bill passed and its title was agreed to.

S. F. No. 306, A bill for an act to amend section one thousand two hundred eighty-two of the Revised Laws of one thousand nine hundred five (1905), relating to the formation of school districts,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Naeseth,	Seward,
Alderman,	Clague,	Hall,	Nelson,	Sullivan,
Anderson,	Dale,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Donaldson,	Hanson, H. E.,	Peterson,	Thorpe,
Briggs,	Dunn,	Hardy,	Poehler,	Weis,
Calhoun,	Durment,	Johnson, V. L.,	Pugh,	White,
Campbell,	Farrington,	Johnston,	Putnam,	Witherstine,
Canestorp,	Fitzpatrick,	Laybourn,	Sageng,	Wright,
Canfield,	Fosseen,			

So the bill passed and its title was agreed to.

S. F. No. 120, A bill for an act to provide for state registration of nurses and the licensing of persons as registered nurses.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays one, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	Pauly,	Smith,
Alderman,	Dunn,	Hanson, H. E.,	Poehler,	Sullivan,
Bedford,	Durment,	Johnson, V. L.,	Pugh,	Sundberg,
Briggs,	Farrington,	Johnston,	Putnam,	Thorpe,
Calhoun,	Fitzpatrick,	Laybourn,	Robinson,	Weis,
Canfield,	Gunderson,	Naeseth,	Sageng,	White,
Cashman,	Hackney,	Nelson,	Seward,	Witherstine,
Cooke,	Hall,			

Mr Wright voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 188, A bill for an act to provide in certain cases for the separation from cities containing less than 3,000 inhabitants, of unplatted agricultural lands included within the corporate limits of such cities.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays two, as follows:

Those who voted in the affirmative were:

Alderman,	Cashman,	Gunderson,	Naeseth,	Seward,
Anderson,	Clague,	Hackney,	Nelson,	Smith,
Bedford,	Cooke,	Hall,	Pauly,	Sullivan,
Briggs,	Dale,	Hanson, H. E.,	Peterson,	Sundberg,
Calhoun,	Donaldson,	Hardy,	Poehler,	Weis,
Campbell,	Dunn,	Johnson, V. L.,	Pugh,	White,
Canestorp,	Durment,	Johnston,	Putnam,	Witherstine,
Canfield,	Farrington,	Laybourn,	Sageng,	

Those who voted in the negative were:

Ahmann,            Wright,

So the bill passed and its title was agreed to.

S. F. No. 293, A bill for an act authorizing the State Board of Control to cause surgical operations to be performed upon inmates of the State Hospitals and Asylums for the Insane and the School for Feeble-minded and colony for epileptics,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	Laybourn,	Seward,
Alderman,	Clague,	Gunderson,	Naeseth,	Smith,
Anderson,	Dale,	Hackney,	Nelson,	Sullivan,
Bedford,	Donaldson,	Hall,	Peterson,	Sundberg,
Briggs,	Dunn,	Hanson, A. L.,	Poehler,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	Weis,
Campbell,	Elwell,	Hardy,	Putnam,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 156, A bill for an act to amend section 390 of chapter 7, Revised Laws of Minnesota for the year 1905 providing for transcribing records to new counties and relating to the fees to be paid therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were :

Ahmann,	Clague,	Fosseen,	Nelson,	Smith,
Alderman,	Cooke,	Gunderson,	Pauly,	Sullivan,
Anderson,	Dale,	Hall,	Peterson,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Pugh,	Thorpe,
Briggs,	Dunn,	Hardy,	Putnam,	Weis,
Calhoun,	Durment,	Johnson, V. L.,	Robinson,	White,
Campbell,	Elwell,	Johnston,	Sageng,	Witherstine,
Canestorp,	Farrington,	Laybourn,	Seward,	Wright,
Canfield,	Fitzpatrick,	Naeseth,		

So the bill passed and its title was agreed to.

On motion of Mr. Dale the Senate adjourned until tomorrow at 10 o'clock.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

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## TWENTY-SEVENTH DAY.

ST. PAUL, TUESDAY, February 19, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Stephens,
Alderman,	Dale,	Hall,	Naeseth,	Sundberg,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Swanson,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Thorpe,
Briggs,	Durment	Hardy,	Poehler,	Vail,
Calhoun,	Du Toit,	Hinton,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	White,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Cashman,	Fosseen,	Laybourn,	Schaller,	Works,
Clague,	Gunderson,	McColl,	Seward,	Wright,
Coller,	Gunn,	McGowan,	Smith,	

Quorum present.

Mr. Peterson, Canfield, Sullivan, Glotzbach excused.

PETITIONS AND COMMUNICATIONS.

Mr. Johnson offered—

A petition remonstrating against the passage of a proposed County Local Option Law from citizens of Wadena county,

Which was referred to the Committee on Temperance.

Mr. Putnam offered—

Nine petitions relating to a proposed County Local Option Law from citizens of Faribault county,

Which was referred to the Committee on Temperance.

Mr. Witherstine offered—

Petitions relating to a proposed County Local Option Law from citizens of Olmsted county,

Which was referred to the Committee on Temperance.

Mr. Witherstine offered—

A petition remonstrating against the passage of a proposed County Local Option Law from citizens of Olmsted county,

Which was referred to the Committee on Temperance.

Mr. Fitzpatrick offered—

A petition in favor of Initiative and Referendum,

Which was referred to the Committee on Judiciary.

Mr. Clague offered—

A petition relating to a proposed County Local Option Law from citizens of Redwood county,

Which was referred to the Committee on Temperance.

INTRODUCTION OF BILLS.

Mr. Calhoun introduced—

S. F. No. 381, A bill for an act to establish a free employment bureau in cities of fifty thousand (50,000) inhabitants, or over, and to provide for the conduct and maintenance of the same,

Which was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis Delegations.

Mr. Hinton introduced—

S. F. No. 382, A bill for an act to amend section one thousand five hundred fifty-nine (1559) of Chapter sixteen (16), Revised Laws of one thousand nine hundred five (1905), relating to Intoxicating Liquors,

Which was read the first time and referred to the Committee on Temperance.

Mr. Putnam introduced—

S. F. No. 383, A bill for an act to provide for the establishment and maintenance of departments of agriculture, manual training and domestic economy in State High Schools; graded and consolidated schools, and making appropriation therefor,

Which was read the first time and referred to the Committee on Education.

Mr. Briggs introduced—

S. F. No. 384, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of concentrated commercial feeding stuffs,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Nelson introduced—

S. F. No. 385, A bill for an act to amend Section one thousand seven hundred forty-one (1741), Revised Laws of one thousand nine hundred five (1905), relating to licenses for the sale of milk and cream,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Robinson (by request) introduced—

S. F. No. 386, A bill for an act regulating the quarantine of animals affected with contagious and infectious diseases,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Durment (by request) introduced—

S. F. No. 387, A bill for an act to prevent deception in the sale of paint,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Clague introduced—

S. F. No. 388, A bill for an act relating to the taxation of mortgages of real property,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Hall introduced—

S. F. No. 389, A bill for an act to provide for the erection, equipment and maintenance of an asylum for mentally infirm and dangerous persons, and the commitment and transfer of such persons thereto, and regulating their confinement therein,

Which was read the first time and referred to the Committee on State Hospitals for Insane.

Mr. Smith introduced—

S. F. No. 390, A bill for an act to improve the navigation of Lake Minnetonka, and making an appropriation therefor,

Which was read the first time and referred to the Committee on Finance.

Mr. Hackney moved that the rules be suspended and S. F. No. 256 be taken from General Orders and read the third time and put upon its final passage,

Which motion prevailed.

Mr. Hackney offered the following amendment:

Amend S. F. No. 256 as follows: Wherever the words "Common Council" appear, to insert thereafter the words "or City Council," and wherever the word "ordinance" appears to insert thereafter the words "or resolution." And where the words "Three Hundred

Thousand Dollars" appear, to insert in lieu thereof the words "Five Hundred Thousand Dollars." That wherever the words "five per cent" appear to insert in lieu thereof the words "four per cent."

To insert after the word "city" at the end of Section One (1) the following:

Provided, no such bonds shall be issued or sold unless the ordinance or ordinances authorizing their issuance and sale shall have been duly passed and enacted by the Common Council prior to the 1st day of January, 1909.

Adopted.

### THIRD READING OF SENATE BILLS.

S. F. No. 256, A bill for an act to authorize cities in the State of Minnesota now or hereafter having a population of more than 50,000 inhabitants, to issue bonds for the purpose of aiding in the construction of main sewers.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hall,	Nelson,	Smith,
Alderman,	Dale,	Hanson, A. L.,	Pauly,	Stephens,
Anderson,	Donaldson,	Hanson, H. E.,	Poehler,	Sundberg,
Bedford,	Dunn,	Hardy,	Pugh,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Campbell,	Fitzpatrick,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Gunderson,	Johnston,	Sageng,	Witherstine,
Carpenter,	Gunn,	Naeseth,	Seward,	Wright,
Cashman,	Hackney,			

So the bill passed and its title was agreed to.

### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

Mr. President: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 56, A bill for an act to authorize cities, of this state, and not including cities now or hereafter governed under a charter

adopted under and pursuant to Section 36 Article IV of the Constitution of this state, and Sections 747 to 758, inclusive, of Revised Laws of Minnesota 1905, to designate depositories of city funds.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. President: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 444, A bill for an act to declare certain cemetery associations duly incorporated and to cure certain specified defects in the organization of such associations.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

FIRST READING OF HOUSE BILLS.

H. F. No. 56, A bill for an act to authorize cities, of this state, and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36) article 4 of the Constitution of this State, and sections seven hundred forty-seven (747) to seven hundred fifty-eight (758), inclusive, of Revised Laws of Minnesota 1905, to designate depositories of city funds,

Was read the first time.

Mr. Calhoun moved—

That the rules be suspended and that

H. F. No. 56, A bill for an act to authorize cities of this state and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36) article 4 of the Constitution of this State, and sections seven hundred forty-seven (747) to seven hundred fifty-eight (758), inclusive, of Revised Laws of Minnesota, one thousand nine hundred five (1905), to designate depositories of city funds,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 56

Was read the second time.

H. F. No. 56, A bill for an act to authorize cities of this state and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36) article 4 of the Constitution of this State, and sections seven hundred forty-seven (747) to seven hundred fifty-eight (758), inclusive, of Revised Laws of Minnesota, one thousand nine hundred five (1905), to designate depositories of city funds,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Farrington,	Laybourn,	Smith,
Alderman,	Clague,	Fosseen,	Nelson,	Sundberg,
Anderson,	Cooke,	Gunn,	Pauly,	Vail,
Bedford,	Dale,	Hackney,	Pugh,	Weis,
Briggs,	Donaldson,	Hanson, H. E.,	Putnam,	White,
Calhoun,	Dunn,	Hardy,	Robinson,	Wilson,
Campbell,	Durment,	Johnson, C. A.,	Sageng,	Witherstine,
Canestorp,	Elwell,	Johnson, V. L.,	Seward,	Wright,

So the bill passed and its title was agreed to.

H. F. No. 444, A bill for an act to declare certain cemetery associations duly incorporated and to cure certain specified defects in the organization of such associations,

Was read the first time.

Mr. Naeseth moved—

That the rules be suspended and that

H. F. No. 444, A bill for an act to declare certain cemetery associations duly incorporated and to cure certain specified defects in the organization of such associations,

Be read the third time and put upon its final passage.

Which motion prevailed.

H. F. No. 444

Was read the second time.

H. F. No. 444, A bill for an act to declare certain cemetery asso-

ciations duly incorporated and to cure certain specified defects in the organization of such associations,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunderson,	McColl,	Sundberg,
Alderman,	Dale,	Hackney,	Nelson,	Swanson,
Anderson,	Dunn,	Hall,	Pauly,	Vail,
Bedford,	Durment,	Hanson, A. L.,	Poehler,	Weis,
Briggs,	Du Toit,	Hardy,	Pugh,	White,
Calhoun,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Campbell,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Works,
Carpenter,	Fosseen,	Laybourn,	Seward,	Wright,
Coller,				

So the bill passed and its title was agreed to.

#### THIRD READING OF SENATE BILLS.

S. F. No. 89, A bill for an act to amend section four thousand three hundred and sixty-two (4362), of chapter eighty (80), of the Revised Laws of the year one thousand nine hundred and five (1905), relating to judgment notwithstanding the verdict.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hackney,	Moonan,	Sundberg,
Alderman,	Coller,	Hall,	Nelson,	Swanson,
Anderson,	Cooke,	Hanson, A. L.,	Pauly,	Thorpe,
Bedford,	Donaldson,	Hanson, H. E.,	Poehler,	Weis,
Calhoun,	Durment,	Hardy,	Pugh,	White,
Campbell,	Elwell,	Johnson, C. A.,	Robinson,	Witherstine,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Works,
Carpenter,	Fosseen,	Johnston,	Seward,	Wright,
Cashman,	Gunderson,	McColl,		

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

Mr. Schaller offered the following amendment to S. F. No. 103:

Amend the title of S. F. No. 103 so said title shall read as follows: "A bill for an act for protecting against the spread of rabies by prohibiting the running at large of dogs except in certain cases."

Adopted.

#### ENROLLED BILLS.

Mr. Hansen, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled S. F. No. 99,

Which report was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Dunn in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 56, 57, 259, 61, 74, 127, 128, 124, 134, 210, 224,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 194, 157, 239, 247, 13, 110, 2, 36, 105, 126, 295, 154,

Upon which they report progress and ask leave to sit again.

Also,

S. F. Nos. 176, 201, 203,

Which they report back and recommend that they be referred to the Finance Committee without losing their place on General Orders.

Also,

S. F. No. 237, to pass, with the following amendment proposed by Mr. Laybourne:

Amend S. F. No. 237, A bill for an act to permit legal publica-

tion of annual statements of insurance companies in insurance journals under certain conditions, as follows:

Add after the word "statements" in line 7 of section 1 of the printed bill the following words: "If printed in any three consecutive issues of said paper, journal or publications."

Also,

S. F. No. 95, to which the following amendment was adopted with the recommendation that progress be reported on the bill:

Amend S. F. No. 95 by striking out the word "twelve (12)" in line 10 of printed bill and insert the word "twenty (20)."

Also,

S. F. No. 250, with the following amendment and the recommendation that progress be reported:

Amend printed bill S. F. No. 250, by striking out the word "six" in lines five and seven, and insert in lieu thereof the word "seven."

Mr. Dunn moved that the report of the committee be adopted.

On motion of Mr. Schaller—

S. F. No. 176 was excepted from the report.

The report of the Committee on the Whole was then adopted, except as to S. F. No. 176.

Mr. Schaller moved that S. F. No. 176 lie on the table.

Which motion prevailed.

On motion of Mr. Laybourn the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

# TWENTY-EIGHTH DAY.

ST. PAUL, WEDNESDAY, February 20, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Donaldson,	Hackney,	Moonan,	Smith,
Alderman,	Dunn,	Hall,	Naeseth,	Sullivan,
Anderson,	Durment,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Du Toit,	Hanson, H. E.,	Pauly,	Swanson,
Briggs,	Elwell,	Hardy,	Peterson,	Thorpe,
Calhoun,	Farrington,	Hinton,	Poehler,	Vail,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Fosseen,	Johnson, V. L.,	Putnam,	White,
Cashman,	Glottbach,	Johnston,	Robinson,	Wilson,
Clague,	Gunderson,	Laybourn,	Sageng,	Witherstine,
Cooke,	Gunn,	McGowan,	Seward,	Wright,
Dale,				

Quorum present.

Messrs. Canfield, Carpenter, Collier, McColl, Schaller, Stephens and Works were excused.

## PETITIONS AND COMMUNICATIONS.

A communication from the Legislature of the State of Washington relative to the restoration of certain lands to the public domain, was referred to Committee on Public Lands.

A communication from the Minnesota Federation of Women's Clubs relating to industrial and training schools, especially for delinquent girls, was referred to the Committee on State Training School.

Mr. Sundberg offered petitions relating to a proposed county local option law from citizens of Roseau and Kittson Counties, which were referred to the Committee on Temperance.

## MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 224, A bill for an act entitled "An act to authorize cities in the state of Minnesota now or hereafter having a population of more than 50,000 inhabitants, to issue and sell bonds in aid of the construction of public high school buildings and for acquiring suitable sites and grounds therefor.

H. F. No. 266, A bill for an act entitled An act to authorize cities in the State of Minnesota, now or hereafter having a population of more than 50,000 inhabitants, to issue and sell bonds in aid of the construction of public graded school buildings and for acquiring suitable sites and grounds therefor.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 456, A bill for an act to validate and legalize payments of public moneys heretofore made by officers of cities having over 50,000 inhabitants to refund fees paid for liquor licenses to persons whose licenses have been revoked.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

## FIRST READING OF HOUSE BILLS.

H. F. No. 456, A bill for an act to validate and legalize payments of public moneys heretofore made by officers of cities having over 50,000 inhabitants to refund fees paid for liquor licenses to persons whose licenses have been revoked.

Was read the first time.

Mr. Calhoun moved

That the rules be suspended and that

H. F. No. 456, A bill for an act to validate and legalize payments of public moneys heretofore made by officers of cities having

over 50,000 inhabitants to refund fees paid for liquor licenses to persons whose licenses have been revoked.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 456

Was read the second time.

H. F. No. 456, A bill for an act to validate and legalize payments of public moneys heretofore made by officers of cities having over 50,000 inhabitants to refund fees paid for liquor licenses to persons whose licenses have been revoked.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunn,	McGowan,	Smith,
Alderman,	Dale,	Hackney,	Naeseth,	Sundberg,
Anderson,	Dunn,	Hall,	Pauly,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Vail,
Briggs,	Du Toit,	Hardy,	Pugh,	Weis,
Calhoun,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Campbell,	Glotzbach,	Johnson, V. L.,	Robinson,	Witherstine,
Canestorp,	Gunderson,	McColl,	Seward,	Wright,

Those who voted in the negative were:

Sageng, Thorpe,

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS.

Mr. Nelson introduced—

S. F. No. 391, A bill for an act for the appointment of mothers as the sole guardians of their children in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Briggs introduced—

S. F. No. 392, A bill for an act to amend section one thousand

six hundred and sixty-five (1665), Revised Laws one thousand nine hundred and five (1905), relating to town and farmers' mutual insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Moonan introduced—

S. F. No. 393, A bill for an act to amend sections one hundred and eighty-one (181), one hundred and eighty-four (184), one hundred and eighty-six (186), one hundred and eighty-nine (189), one hundred and ninety-two (192), one hundred and ninety-three (193) and two hundred and one (201) of the Revised Laws of one thousand nine hundred and five (1905), relating to primary election, to authorize the formation and promulgation of party platforms; to provide for the nomination of candidates for state offices and for the office of United States Senator by primary election, and to repeal sections two hundred and four (205), two hundred and five (205), two hundred and six (206), two hundred and seven (207), two hundred and eight (208), two hundred and nine (209), two hundred and ten (210), two hundred and eleven (211) and two hundred and twelve (212) of the Revised Laws of one thousand nine hundred and five (1905), relating to nominations by convention.

Which was read the first time and referred to the Committee on Elections.

Messrs. Nelson and Donaldson introduced—

S. F. No. 394, A bill for an act to amend section one thousand two hundred and eighty-six (1286), Revised Laws one thousand nine hundred and five (1905), relating to the change of boundaries and the formation of school districts,

Which was read the first time and referred to the Committee on Education.

Mr. Bedford introduced—

S. F. No. 395, A bill for an act to declare the ownership of the State of Minnesota in lands lying beneath the waters of meandered lakes or rivers in this state,

Which was read the first time and referred to the Committee on Public Lands.

Mr. Bedford introduced—

S. F. No. 396, A bill for an act to provide for the imposition and collection of an interest charge on delinquent taxes due from companies, corporations or joint stock associations doing business in the State of Minnesota and paying taxes on a gross earnings basis,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Campbell introduced—

S. F. No. 397, A bill for an act to amend section five thousand one hundred and forty-three (5143) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. Bedford introduced—

S. F. No. 398, A bill for an act to provide for a maximum charge for use of a berth or accommodations in sleeping cars,

Which was read the first time and referred to the Committee on Railroads.

Mr. Hanson, H. E., introduced—

S. F. No. 399, A bill for an act to appropriate money to aid in the construction of a wagon bridge across Dutch Charley Creek in Cottonwood County, Minnesota,

Which was read the first time and referred to the Committee on Roads, Bridges, etc.

Mr. Hanson, H. E., introduced—

S. F. No. 400, A bill for an act to appropriate money to aid in the construction of a wagon bridge across the Des Moines River in Jackson County, Minnesota,

Which was read the first time and referred to the Committee on Roads, Bridges, etc.

Mr. Moonan introduced—

S. F. No. 401, A bill for an act to promote the safety of em-

ployees and travellers upon railroads by limiting the hours of service of employees thereon,

Which was read the first time and referred to the Committee on Railroads.

REPORTS OF STANDING COMMITTEES.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 348,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred S. F. No. 6, reports the same back with the recommendation that the title to said S. F. No. 6 be amended to read as follows, to-wit:

“A bill for an act to prohibit the granting to or use by any person of any free pass, frank or special privilege withheld from any other person, and to fix the penalty for violation thereof.”

And further recommends that said S. F. No. 6 be amended by striking out all of said bill after the enacting clause, and substituting in lieu thereof the following, to-wit:

Section 1. No person, association, co-partnership or corporation or any representative thereof shall offer, give or in any manner furnish to any person either for himself or another, any free pass or frank, or any special privilege or reduction in rate withheld from any other person for the traveling accommodation or transportation of any person or property or the transmission of any message or communication except as hereinafter provided.

Sec. 2. No person except those hereinafter specially exempted shall, either directly or indirectly, solicit or receive either for himself or another, from any person, association, co-partnership or corporation, or use in any manner or for any purpose, any free pass or frank or any special privilege withheld from any person for the traveling accommodation or transportation of any person, or property, or the transmission of any message or communication; provided, that the foregoing sections one and two shall not apply to

any freight rates fixed by law or the Board of Railroad and Warehouse Commissioners of this state.

Sec. 3. The provisions of the two foregoing sections, so far as they relate to the transportation of persons, shall not apply to the following persons, to-wit: Bona fide officers, attorneys, surgeons and employes of railroad companies and members of their immediate families, together with the duly elected representatives of railroad labor organizations; bona fide representatives of religious and eleemosynary and charitable organizations, together with such indigent, helpless or homeless persons as may be in charge of such charitable organizations; the necessary care-takers of live-stock, vegetables or fruits while traveling with the same and returning home; victims of wrecks, accidents, general epidemics, pestilence or other calamitous visitations, and persons engaged in the relief of such victims, and veterans of the civil war; bona fide employes on sleeping cars, express cars, mail cars, United States mail agents and newsboys on trains.

This act shall not be construed to prohibit the interchange by railroad companies of passes for the officers and employes of railroads and members of their immediate families, but no free transportation shall be issued or given to any person when such person is a member of, employed by, or in any way connected with any political committee, or candidate for, or an incumbent of any office or position under the constitution and laws or any ordinance or any municipality of this state.

Sec. 4. No person, including persons who are agents, or officers of any corporation mentioned in the foregoing section, shall be privileged from testifying in relation to anything herein prohibited and no person for so testifying shall be liable to any prosecution or punishment for any offense concerning which he was required to testify or concerning which he was required to furnish documentary evidence.

Sec. 5. Any railroad company giving any free ticket, pass or privilege permitted by this act shall on or before the 20th day of January and the 20th day of July of each year, file with the Railroad and Warehouse Commission a statement, sworn to by the person or an officer, agent or attorney of the railroad company, making it, giving a list of all such free tickets, passes or privileges issued or given under the provisions of this act, during the

six months preceding the first day of the month in which such statement is made, with the date of issue, name of person to whom issued, the kind of free ticket, pass or privilege issued, which statement shall be open to public inspection and the Railroad and Warehouse Commission shall publish in its annual report.

Sec. 6. Any person, corporation or company or any officer or agent of such corporation or company, violating any of the provisions of this act shall be imprisoned in the state prison for not more than five years nor less than one year, or by a fine not exceeding one thousand dollars nor less than two hundred dollars.

Sec. 7. This act shall take effect and be in force from and after its passage.

And that when said bill be so amended the same is recommended to pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 53, A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grains.

S. F. No. 196, A bill for an act providing for an appeal from the orders of the Railroad and Warehouse Commission and the trial thereof.

Reports said bills back with the recommendation that the hereto annexed bill entitled "A bill for an act to amend sections 1971 and 1972, Revised Laws 1905, relating to railroads, warehouses and grain," from the Judiciary Committee be substituted in the place of S. F. Nos. 53 and 196, and that said S. F. Nos. 53 and 196 be indefinitely postponed.

Adopted.

The Judiciary Committee introduced—

S. F. No. 402 (substitute for S. F. Nos. 53 and 196), A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two

(1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grain,

Which was read the first time.

Mr. Wilson moved—

That the rules be suspended and that

S. F. No. 402 (substitute for S. F. Nos. 53 and 196), A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grain,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 402,

Was read the second time.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 144, A bill for an act to amend section ninety-four (94) of the Revised Laws of one thousand nine hundred and five (1905), relating to judges of the district court.

Reports the same back with the recommendation that the same do pass.

Mr. Wilson moved the adoption of the report.

Mr. Sageng moved as a substitute that the bill be given its second reading and placed on General Orders.

Adopted.

Mr. Johnson, V. L., from the Committee on Libraries, to which was referred—

S. F. No. 303, A bill for an act to appropriate money to carry on the work of the State Public Library Commission, and maintain the system of traveling libraries.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 8, A bill for an act entitled An act to provide for the representation of Minnesota and an exhibition of its resources, products, progress and development at the Alaska-Yukon Pacific Exposition at Seattle, Washington, during the year nineteen hundred and nine, and to make an appropriation therefor.

Reports the same back without recommendation.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 91, A bill for an act to prohibit the manufacture, use and sale of blank cartridges, certain fire crackers, and certain other explosives," reports same back with the following recommendations:

That the bill be amended by striking out of said bill at the end of section 1 thereof the following words: "and punished by fine of not less than twenty-five dollars (\$25), or by imprisonment in the county jail for not less than thirty days," and that when so amended the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Election, to which was referred—

S. F. No. 226, A bill for an act to prevent candidates for elective offices pledging themselves, without the knowledge of the electors, to favor or to oppose measures and bills, and to prevent the solicitation of such pledges from such candidates.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Election, to which was referred—

S. F. No. 72, A bill for an act entitled An Act amending section one thousand five hundred and eighty-five (1585) of the Revised

Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the powers and duties of the Public Examiner.

Reports the same back with the recommendation that it be referred to the Judiciary Committee.

Adopted.

#### ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the committee had examined, read, compared and found truly engrossed—

S. F. Nos. 224, 123, 56, 237, 256, 124,

Which report was agreed to.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 20, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to submit the following nomination for the consideration of the Senate:

#### INSPECTOR OF STEAM VESSELS AND STEAM BOILERS.

Patrick Fahey, Inspector of Steam Vessels and Steam Boilers for the Twenty-first Senatorial District, for the term ending the thirty-first day of January, 1909.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 224, A bill for an act entitled An act to authorize cities of the State of Minnesota now or hereafter having a population of more than fifty thousand inhabitants to issue and sell bonds

in aid of the construction of public high school buildings and for acquiring suitable sites and grounds therefor,

Was read the first time.

Mr. Durment moved

That the rules be suspended and that

H. F. No. 224, A bill for an act entitled An act to authorize cities of the State of Minnesota now or hereafter having a population of more than fifty thousand inhabitants to issue and sell bonds in aid of the construction of public high school buildings and for acquiring suitable sites and grounds therefor,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 224,

Was read the second time.

H. F. No. 224, A bill for an act entitled An act to authorize cities of the State of Minnesota now or hereafter having a population of more than fifty thousand inhabitants to issue and sell bonds in aid of the construction of public high school buildings and for acquiring suitable sites and grounds therefor,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hackney,	Nelson,	Sundberg,
Anderson,	Dale,	Hall,	Poehler,	Thorpe,
Bedford,	Dunn,	Hanson, H. E.,	Putnam,	Weis,
Briggs,	Durment,	Hardy,	Robinson,	White,
Calhoun,	Du Toit,	Johnston,	Sageng,	Wilson,
Campbell,	Elwell,	Laybourn,	Smith,	Witherstine,
Carpenter,	Fitzpatrick,	McGowan,	Sullivan,	Wright,
Cashman,	Gunderson,			

So the bill passed and its title was agreed to.

H. F. No. 266, A bill for an act entitled An act to authorize cities in the State of Minnesota now or hereafter having a popula-

tion of more than 50,000 inhabitants to issue and sell bonds in aid of the construction of public graded school buildings and for acquiring suitable sites and grounds therefor.

Was read the first time.

Mr. Wilson moved

That the rules be suspended and that

H. F. No. 266, A bill for an act entitled An act to authorize cities in the State of Minnesota now or hereafter having a population of more than 50,000 inhabitants to issue and sell bonds in aid of the construction of public graded school buildings and for acquiring suitable sites and grounds therefor.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 266,

Was read the second time.

H. F. No. 266, A bill for an act entitled An act to authorize cities in the State of Minnesota now or hereafter having a population of more than 50,000 inhabitants to issue and sell bonds in aid of the construction of public graded school buildings and for acquiring suitable sites and grounds therefor.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Glotzbach,	Nelson,	Sullivan,
Anderson,	Donaldson,	Gunderson,	Pauly,	Sundberg,
Bedford,	Dunn,	Gunn,	Poehler,	Swanson,
Briggs,	Durment,	Hanson, A. L.,	Pugh,	Thorpe,
Calhoun,	Du Toit,	Hanson, H. E.,	Putnam,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Farrington,	Johnston,	Sageng,	Witherstine,
Cashman,	Fitzpatrick,	Laybourn,	Smith,	Wright,
Cooke,	Fosseen,	McGowan,		

So the bill passed and its title was agreed to.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 6, 8, 50, 144, 226, 303, 348,

Were read the second time.

SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 91

Was read the second time.

INTRODUCTION OF BILLS.

Mr. Putnam introduced—

S. F. No. 403, A bill for an act to amend section one thousand five hundred and twenty-four (1524), Revised Laws one thousand nine hundred and five (1905), relating to the disposition and sale of intoxicating liquors,

Which was read the first time and referred to the Committee on Temperance.

Mr. Putnam introduced—

S. F. No. 404, A bill for an act to amend section five thousand two hundred and sixty-five (5265), Revised Laws one thousand nine hundred and five (1905), relating to the summoning and attendance of grand jurors in court,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Alderman introduced—

S. F. No. 405, A bill for an act to appropriate money to aid in the construction of a bridge across Bay Lake, in Crow Wing County,

Which was read the first time and referred to the Committee on Roads, Bridges, etc.

Mr. Sullivan introduced—

S. F. No. 406, A bill for an act providing for the annexation

of territory adjacent to cities now or hereafter having a population of not more than twenty thousand and not less than ten thousand inhabitants,

Which was read the first time and referred to the Washington and Blue Earth Delegations.

GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Schaller in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 36, 126, 95, 118, 133, 161, 162, 163, 166, 356,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 105, 295, 154, 203,

Upon which they report progress and ask leave to sit again.

Also S. F. No. 250 to pass with the following amendment:

Amend S. F. No. 250 by inserting after the word "board" in the 19th line of the printed bill the following: "in counties whose assessed valuation does not exceed twelve million dollars, or for more than ten sessions in counties whose assessed valuation is not less than twelve million dollars and does not exceed fifty million dollars."

On motion, the report of the committee was adopted.

Mr. Peterson moved that S. F. Nos. 6 and 348 be considered as Special order for Friday afternoon at 2 o'clock.

Mr. Durment moved as a substitute that the Special Order be made for next Tuesday at 2 o'clock.

Which substitute motion prevailed.

Mr. Moonan moved that S. F. Nos. 10 and 12 be recalled from the Committee on Railroads and be referred to its author,

Which motion prevailed.

On motion of Mr. Witherstine the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## TWENTY-NINTH DAY.

ST. PAUL, THURSDAY, February 21, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hall,	Nelson,	Sullivan,
Alderman,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Bedford,	Durment.	Hardy,	Poehler,	Thorpe,
Briggs,	Du Toit,	Hinton,	Pugh,	Van,
Calhoun,	Elweli,	Johnson, C. A.,	Putnam,	Weis,
Campbell,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Glotsbach,	Laybourn,	Schaller,	Witherstine,
Cashman,	Gunderson,	McColl,	Seward,	Works,
Clague,	Gunn,	Moonan,	Smith,	Wright,
Cooke,	Hackney,	Naeseth,	Stephens,	

Quorum present.

Messrs. Fosseen, Canfield, Coller, McGovern were excused.

### PETITIONS AND COMMUNICATIONS.

Mr. Sageng offered—

A petition relating to a proposed County Local Option Law from citizens of Otter Tail county,

Which was referred to the Committee on Temperance.

Mr. Witherstine offered—

A petition relating to a proposed County Local Option Law from citizens of Olmsted county,

Which was referred to the Committee on Temperance.

Mr. Thorpe offered—

A petition relating to the erection of a harvester plant at the State Prison from citizens of Kandiyohi county,

Which was referred to the Committee on State Prison.

A communication from Allen Gibson Sexton, Corresponding Secretary of Association of Banished and Exiled Veterans from Minnesota Soldiers' Home, National Soldiers' Home, Milwaukee, Wis., relating to veterans that have been dishonorably discharged from the Minnesota Soldiers' Home, was referred to the Committee on Soldiers' Home.

Mr. Johnson, C. A., moved that when the Senate adjourn it adjourn until next Monday evening at 8 o'clock,

Which motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Stephens introduced—

S. F. No. 407, A bill for an act to amend section two thousand four hundred thirty-five (2435) Revised Laws one thousand nine hundred five (1905), relating to loans from the permanent school and University funds,

Which was read the first time and referred to the Committee on Education.

Mr. Clague introduced—

S. F. No. 408, A bill for an act to amend chapter twenty-seven (27) Revised Laws of one thousand nine hundred five (1905), relating to the State Public School,

Which was read the first time and referred to the Committee on State Public Schools.

Mr. Clague introduced—

S. F. No. 409, A bill for an act to abolish the Board of Managers of the State Public School and to confer upon the State Board of Control the exclusive management thereof,

Which was read the first time and referred to the Committee on State Public Schools.

Mr. Clauge introduced—

S. F. No. 410, A bill for an act to abolish the Board of Directors of the Minnesota Schools for the Deaf and Blind and to confer upon the State Board of Control the exclusive management thereof,

Which was read the first time and referred to the Committee on Deaf, Dumb and Blind.

Mr. Peterson introduced—

S. F. No. 411, A bill for an act to amend section five hundred seventy-four (574), Revised Laws one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hall introduced—

S. F. No. 412, A bill for an act to repeal section three hundred fifty (350) and section three hundred fifty-eight (358), Revised Laws one thousand nine hundred five (1905), relating to filing affidavits of expenditures in elections,

Which was read the first time and referred to the Committee on Elections.

Messrs. Dale and Thorpe introduced—

S. F. No. 413, A bill for an act to encourage education in agricultural and domestic science by providing for the establishment and maintenance of County Schools of Agricultural and Domestic Science for the certification of graduates of such schools and making appropriations for such schools,

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Hanson, A. L., introduced—

S. F. No. 414, A bill for an act to fix the time for holding the general terms of the District Court in and for the County of Clearwater,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hanson, A. L., introduced—

S. F. No. 415, A bill for an act to appropriate money to aid in the construction of a bridge across Clearwater River in Red Lake county, Minnesota,

Mr. Sageng, introduced—

S. F. No. 416, A bill for an act to amend section one thousand two hundred ninety (1290) and section one thousand two hundred ninety-two (1292) of the Revised Laws, one thousand nine hundred five (1905), relating to the consolidation and annexation of school districts,

Which was read the first time and referred to the Committee on Education.

Mr. Bedford introduced—

S. F. No. 417, A bill for an act to appropriate money to aid in the construction of a bridge across Ocheeda Lake, in Nobles county,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, H. E., introduced—

S. F. No. 418, A bill for an act to appropriate money to aid in the construction of a wagon bridge across Dutch Charley Creek between sections nineteen (19) and twenty (20) in township one hundred seven (107), range thirty-eight (38), Cottonwood county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

#### REPORTS OF STANDING COMMITTEES.

Mr. Cook, from the Committee on Game and Fish, to which was referred—

S. F. No. 280, A bill for an act to amend sections one (1) and two (2) of chapter one hundred and eighty-six (186) of the General Laws of Minnesota for one thousand nine hundred and five (1905), relating to the use of seines in fishing,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health, to which was referred—

S. F. No. 269, A bill for an act to regulate the manufacture, sale and giving away cigarettes, cigarette paper and other substitutes for the same and making a violation of its provisions a misdemeanor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health, to which was referred—

S. F. No. 319,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Pugh, from the Committee on Mines and Minerals, to which was referred—

S. F. No. 312, A bill for an act providing for the opening, working and operating mines, quarries, coal, gravel, clay, sand and peat deposits, on and in lands the title of which appears by properly executed deeds of record to be in a plurality of persons,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

S. F. No. 270, A bill for an act to appropriate money for the purpose of purchasing seed grain for farmers whose crops were destroyed in whole or in part by excess rain fall in the years 1905 and 1906, and to provide for the manner of its distribution and the repayment of the same.

Amends said bill to read \$25,000.00 instead of \$75,000.00, and recommends that the same do pass as amended.

Adopted.

Mr. Schaller, from the Committee on Forestry, submitted the following report:

The Committee on Forestry, to whom was referred H. F. No. 66, to appropriate money for tree planting on the so-called Pillsbury reserve, have had the same under consideration and submit the following:

The Forestry Board caused a nursery to be made on the one thousand (1,000) acres of forest reserve donated to the State by the late John S. Pillsbury and now has therein the estimated number of about seven hundred thousand (700,000) principally spruce seedlings which will be three years old next spring and which should then be planted. The Board has requested in its last report an appropriation of two thousand five hundred (\$2,500) dollars to do this planting. This reserve consists of cut-over pine land, but the Forestry Board thinks that a portion of it will successfully produce spruce and that an experiment could wisely be made for growing spruce for pulp. The only planting that has been done on the reserve was the planting of twenty thousand (20,000) two-year-old white pines last spring. The only money which the Forestry Board has is an annual appropriation of one thousand (\$1,000) dollars for office, printing and traveling expenses. The committee is of opinion that the amount in this bill is moderate for the work to be done, and recommend its passage.

Adopted.

Mr. Glotzbach, from the Committee on Deaf, Dumb and Blind, to which was referred—

S. F. No. 231, A bill for an act to amend chapter twenty-six (26) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), requiring the attendance upon school of deaf children or youth.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on Judiciary, to which was referred—

S. F. No. 175, A bill for an act to amend Section one hundred and

nine (109), Revised Laws of one thousand nine hundred and five (1905), relating to searching of District Court Records and public inspection thereof.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on Judiciary, to which was referred—

H. F. No. 41, A bill for an act to amend section four thousand and sixty (4060), Revised Laws one thousand nine hundred and five (1905), entitled, "Parent or guardian may sue for injury to child or ward," by adding thereto a clause requiring such parent to file a bond before receiving money or property in settlement or compromise of any action so brought, etc.

Reports the same back with the recommendation:

That Section 1 be amended by striking out of the second line the word "are" and inserting in lieu thereof the word "is;" and further, by striking out of the third, fourth, fifth and sixth lines the words "parent or guardian may sue for injury to child or ward"—"parent must file bond before settlement of any action"—"no settlement valid unless approved by judge of the Court," and that when so amended the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 192, A bill for an act to amend Section one thousand nine hundred and ninety-seven (1,997), of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "Fences and Cattle Guards," relating to the erection and maintenance of woven wire fences along the right-of-way of railroads.

Reports the same back with the recommendation that Section one (1) thereof be amended so as to read as follows:

Sec. 1. That section 1997, chapter 28, Revised Laws 1905, be and the same is hereby amended to read as follows:

"1997—Every such company shall build and maintain, on each side of all lines of road owned and operated by it, good and substantial fences, except at stations and depot grounds and other places which the necessary business of the road or public convenience requires to be open, and except in the platted part of any municipality. Whenever the land of any person lying along the right-of-way of any railroad, is enclosed on three sides by a woven wire fence, such railroad company shall erect and maintain a woven wire fence of like character and quality along the said right-of-way enclosing the remaining side of said land. It shall also build and maintain such fences in such parts of any municipality as may be directed by the governing body thereof upon notice as in case of road crossings. It shall also build and maintain good and sufficient cattle guards at all road crossings and other openings."

And that when so amended that the bill do pass.

Mr. Putnam moved that S. F. No. 192 be reported back to be reprinted,

Which motion prevailed.

Mr. Smith, from the Committee on Taxes and Tax Laws, to whom was referred—

S. F. No. 369, A bill for an act to determine the amount to be allowed for clerk hire in the offices of County Auditors, in counties of this State containing 75 or more Congressional Townships of land and having an assessed valuation of more than \$5,000.00,

Reports the same back with the recommendation that it be referred to the Committee on Towns and Counties.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 279, A bill for an act relating to taxes upon property owned, occupied or used exclusively by any fraternal organization, and not with a view to profit,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to whom was referred—

H. F. No. 170,

Reports the same back with the recommendation that it be amended as follows:

By adding the words "general or special" after the word "acts" in line two of section two and that when so amended the bill do pass.

Adopted.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files herewith transmitted:

H. F. No. 77, A bill for an act to authorize the extension and enlargement of school district boundaries and the change of boundaries of school districts, which include within their limits an incorporated village or incorporated villages of not more than fifteen hundred (1,500) inhabitants nor less than three hundred (300) inhabitants.

H. F. No. 111, A bill for an act providing for the licensing of dogs and directing that the funds derived from such licenses shall be used in reimbursing owners of domestic animals for loss sustained by dogs and for establishing and maintaining a Pasteur Institute.

H. F. No. 483, A bill for an act to provide for the establishment of a public bath house and grounds and park in connection therewith in cities having 20,000 and not more than 50,000 inhabitants.

Also the passage by the House of the following Senate File:

S. F. No. 268, A bill for an act to repeal chapter 305 of the Special Laws of 1879.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

FIRST READING OF HOUSE BILLS.

H. F. No. 77, A bill for an act to authorize the extension and

enlargement of school district boundaries and the change of boundaries of school districts, which include within their limits an incorporated village or incorporated villages of not more than 1,500 inhabitants nor less than 300 inhabitants,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 111, A bill for an act providing for the licensing of dogs and directing that the funds derived from such license shall be used in reimbursing owners of domestic animals for loss sustained by dogs and for establishing and maintaining a Pasteur Institute,

Was read the first time and referred to the Committee on Public Health and Pure Food.

H. F. No. 483, A bill for an act to provide for the establishment of a public bath house and grounds and park in connection therewith in cities having 20,000 and not more than 50,000 inhabitants,

Was read the first time.

Mr. Fitzpatrick moved—

That the rules be suspended and that

H. F. No. 483, A bill for an act to provide for the establishment of a public bath house and grounds and park in connection therewith in cities having 20,000 and not more than 50,000 inhabitants

Be read the second and third times and placed on its final passage.

Which motion prevailed.

H. F. No. 483

Was read the second time.

H. F. No. 483, A bill for an act to provide for the establishment of a public bath house and grounds and park in connection therewith in cities having 20,000 and not more than 50,000 inhabitants

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Johnson, C. A.,	Peterson,	Sundberg,
Alderman,	Du Toit,	Johnson, V. L.,	Poehler,	Thorpe,
Anderson,	Elwelt,	Johnston,	Putnam,	Vail,
Bedford,	Fitzpatrick,	Laybourn,	Robinson,	Weis,
Briggs,	Gunderson,	McColl,	Sageng,	White,
Campbell,	Hackney,	Moonan,	Seward,	Witherstine,
Canestorp,	Hanson, A. L.,	Naeseth,	Stephens,	Works,
Cashman,	Hardy,	Nelson,	Sullivan,	Wright,
Cooke,	Hinton,	Pauly,		

So the bill passed and its title was agreed to.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 175, 231, 269, 279, 280, 319, 312, 270,

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 66, 170,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 56, A bill for an act to require an annual apportionment and accounting of surplus of Life Insurance companies,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hanson, A. L.,	Nelson,	Stephens,
Alderman,	Dale,	Hanson, H. E.,	Pauly,	Sundberg,
Anderson,	Donaldson,	Hinton,	Peterson,	Swanson,
Bedford,	Dunn,	Johnson, C. A.,	Poehler,	Thorpe,
Briggs,	Durment,	Johnson, V. L.,	Putnam,	Weis,
Calhoun,	Farrington,	Johnston,	Robinson,	White,
Canestorp,	Gunderson,	McColl,	Sageng,	Works,
Carpenter,	Gunn,	Moonan,	Seward,	Wright,
Cashman,	Hackney,	Naeseth,		

So the bill passed and its title was agreed to.

S. F. No. 237, A bill for an act to permit legal publication of annual statements of insurance companies in insurance journals under certain conditions,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Moonan,	Stephens,
Alderman,	Dale,	Hall,	Naeseth,	Sundberg,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Thorpe,
Beaford,	Durment,	Hanson, H. E.,	Pauly,	Weis,
Calhoun,	Du Toit,	Hinton,	Peterson,	White,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	Witherstine,
Carpenter,	Farrington,	Johnson, V. L.,	Sageng,	Works,
Cashman,	Fitzpatrick,	Johnston,	Schaller,	Wright,
Clague,	Gunderson,	Laybourn,	Seward,	

So the bill passed and its title was agreed to.

S. F. No. 259, A bill for an act exempting mutual fire, hail and tornado insurance unincorporated associations, maintained exclusively by the members of one church or of one religious denomination, from the laws of this state regulating insurance,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 34 and nays 4, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fitzpatrick,	Johnson, C. A.,	Thorpe,
Alderman,	Clague,	Gunderson,	Johnson, V. L.,	Vall,
Anderson,	Cooke,	Gunn,	Nelson,	Weis,
Bedford,	Dale,	Hall,	Peterson,	White,
Calhoun,	Du Toit,	Hanson, A. L.,	Putnam,	Witherstine,
Canestorp,	Elwell,	Hanson, H. E.,	Seward,	Wright,
Carpenter,	Farrington,	Hinton,	Sullivan,	

Those who voted in the negative were:

Durment,	Pauly,	Sageng,	Works,
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So the bill passed and its title was agreed to.

S. F. No. 61, A bill for an act to provide for the reception of the records and archives of the U. S. Surveyor General for the State of Minnesota and for the providing of additional employees in the office of the Secretary of State,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Donaldson,	Hall,	Nelson,	Sundberg,
Anderson,	Dunn,	Hanson, A. L.,	Poehler,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Pugh,	Thorpe,
Briggs,	Du Toit,	Hardy,	Putnam,	Vail,
Calhoun,	Elwell,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Farrington,	Johnston,	Sageng,	Witherstine,
Carpenter,	Gunderson,	Laybourn,	Schaller,	Works,
Clague,	Gunn,	Moonan,	Seward,	Wright,
Cooke,	Hackney,	Naeseth,	Sullivan,	

So the bill passed and its title was agreed to.

S. F. No. 127, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hanson, A. L.,	Pauly,	Sullivan,
Alderman,	Durment,	Hanson, H. E.,	Poehler,	Sundberg,
Anderson,	Du Toit,	Hinton,	Pugh,	Swanson,
Bedford,	Elwell,	Johnson, C. A.,	Putnam,	Thorpe,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Vail,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	White,
Carpenter,	Gunderson,	Laybourn,	Schaller,	Witherstine,
Clague,	Gunn,	Naeseth,	Seward,	Works,
Cooke,	Hackney,	Nelson,	Stephens,	Wright,
Dale,	Hall,			

So the bill passed and its title was agreed to.

S. F. No. 123, A bill for an act to confirm, legalize and validate bonds heretofore issued by organized townships in certain cases,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Nelson,	Stephens,
Alderman,	Dale,	Hall,	Pauly,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Peterson,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Poehler,	Thorpe,
Briggs,	Du Toit,	Hinton,	Pugh,	Vail,
Canestorp,	Elwell,	Johnson, V. L.,	Robinson,	Wilson,
Carpenter,	Farrington,	Johnston,	Sageng,	Witherstine,
Cashman,	Gunderson,	Moonan,	Schaller,	Wright,
Clague,	Gunn,	Naeseth,	Seward,	

So the bill passed and its title was agreed to.

S. F. No. 124, A bill for an act to promote the safety of employees of common carriers and railway companies by compelling them to equip the freight cars with automatic couplers and suitable grab irons of hand holds,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hanson, H. E.,	Peterson,	Sundberg,
Alderman,	Du Toit,	Hinton,	Pugh,	Swanson,
Anderson,	Elwell,	Johnson, C. A.,	Putnam,	Thorpe,
Bedford,	Farrington,	Johnson, V. L.,	Robinson,	Vail,
Briggs,	Fitzpatrick,	Johnston,	Sageng,	Weis,
Canestorp,	Gunderson,	Moonan,	Schaller,	White,
Carpenter,	Gunn,	Naeseth,	Seward,	Witherstine,
Cashman,	Hackney,	Nelson,	Stephens,	Works,
Dale,	Hall,	Pauly,	Sullivan,	Wright,
Donaldson,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

S. F. No. 134, A bill for an act establishing standard forms in which policies of life insurance may be issued in this state, and in which policies of life insurance companies organized under the laws of this state may be issued, and regulating the conditions and provisions to be contained in policies of life insurance companies that do not use such standard forms.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hanson, A. L.,	Peterson,	Sundberg,
Alderman,	Dunn,	Hardy.	Poehler,	Vail,
Anderson,	Durment,	Johnson, V. L.,	Putnam,	Weis,
Bedford,	Elwell,	Johnston,	Robinson,	White,
Briggs,	Farrington,	Moonan,	Sageng,	Wilson,
Canestorp,	Gunderson,	Naeseth,	Schaller,	Witherstine,
Carpenter,	Gunn,	Nelson,	Seward,	Works,
Cashman,	Hackney,	Pauly,	Sullivan,	Wright,
Clague,	Hall,			

So the bill passed and its title was agreed to.

S. F. No. 210, A bill for an act giving County Commissioners in counties of 200,000 inhabitants or over, general supervision over certain public highways or roads therein.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dunn,	Hanson, A. L.,	Poehler,	Sullivan,
Alderman,	Durment,	Hanson, H. E.,	Pugh,	Sundberg,
Bedford,	Farrington,	Johnson, C. A.,	Putnam,	Weis,
Briggs,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Canestorp,	Gunderson,	Moonan,	Sageng,	Witherstine,
Coller,	Gunn,	Naeseth,	Schaller,	Works,
Dale,	Hackney,	Nelson,	Seward,	Wright,
Donaldson,	Hall,			

So the bill passed and its title was agreed to.

S. F. No. 224, A bill for an act to repeal chapter 165 of the General Laws of Minnesota for the year 1895,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunn,	Peterson,	Sundberg,
Alderman,	Dale,	Hackney,	Poehler,	Swanson,
Anderson,	Donaldson,	Hall,	Pugh,	Thorpe,
Bedford,	Dunn,	Hanson, A. L.,	Putnam,	Vail,
Briggs,	Durment,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Farrington,	Laybourn,	Sageng,	Wilson,
Carpenter,	Glotzbach,	Naeseth,	Seward,	Witherstine,
Cashman,	Gunderson,	Nelson,	Sullivan,	Wright,

So the bill passed and its title was agreed to.

Mr. Durment moved that S. F. No. 74 be referred to the Finance Committee without losing its place on the calendar,

Which motion prevailed.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following joint resolution:

WHEREAS, Some of the best authorities on mental pathology and criminology in this and other countries are of the opinion that the present system of sentencing criminals to our penal institutions for specified periods as now provided by law, could be improved upon both from the standpoint of economy to the State and the prevention of crime, by adopting the indeterminate sentence plan, which would only permit a criminal to be released from prison upon proof that his criminal tendencies have been reformed,

AND WHEREAS, The Warden of our State's Prison at Stillwater, from his knowledge and experience in handling criminals, recommends such a plan for this State,

AND WHEREAS, Such a change would be a radical change in our criminal laws,

*Now Therefore, Be It Resolved*, By the House of Representatives, the Senate concurring, that a joint committee consisting of two members of the Senate and three of the House be appointed by the President of the Senate and the Speaker of the House, respectively, to investigate as to the advisability of adopting the indeterminate sentence plan for criminals in this state, and to report the results of their investigation with such recommendations as they may think necessary, looking toward the adoption of such a plan, and if deemed advisable, to prepare and present a bill at the present session of this Legislature to amend our present laws to that

end that the indeterminate sentence of criminals shall be incorporated in the laws of our State.

Also the passage by the House of the following House Files herewith transmitted:

H. F. No. 2, A bill for an act regulating the handling of freight in carload lots by railroad companies, shippers and consignees, and equalizing car service charges and penalties, for the use and detention of cars and failure to furnish cars and transport the same.

H. F. No. 486, A bill for an act prescribing the maximum rate to be charged for the transportation of passengers upon railroads within the State of Minnesota, providing for the enforcement of the same, and penalties for the violation thereof.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Sullivan moved—

That the rules be suspended and that

S. F. No. 2, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and extra parts thereof at the State Prison at Stillwater,

Be read the third time and put upon its final passage,

Which motion prevailed.

S. F. No. 2, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and extra parts thereof at the State Prison at Stillwater,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 9, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hall,	Nelson,	Sundberg,
Anderson,	Dale,	Hanson, A. L.,	Peterson,	Swanson.
Bedford,	Donaldson,	Hanson, H. E.,	Sageng,	Vail,
Briggs,	Du Toit,	Hinton,	Schaller,	Weis,
Canestorp,	Farrington,	Johnson, C. A.,	Seward,	White,
Carpenter,	Glotsbach,	Johnson, V. L.,	Stephens,	Works,
Cashman,	Gunderson,	Johnston,	Sullivan,	Wright,
Clague,	Gunn,	Naeseth,		

Those who voted in the negative were:

Alderman, Calhoun,	Dunn, Durment,	Hackney, Laybourn,	McColl, Pugh,	Wilson,
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So the bill passed and its title was agreed to.

Mr. Sullivan moved that the vote of S. F. No. 2 be reconsidered,

Which motion was lost.

Mr. Swanson offered the following resolution:

*Resolved*, That the Secretary of the Senate be authorized to purchase and have installed about the Senate Chamber some suitable drapery for the purpose of improving the encaustic properties of the Senate Chamber. That the President of the Senate be authorized to appoint a committee of three Senators to assist and advise with the Secretary as to the best way of doing this work.

Mr. Laybourn gave notice of debate and the resolution went over under the rules.

On motion of Mr. Elwell 500 copies of S. F. No. 75 were ordered printed.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Peterson in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 2, 295,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 104, 157, 247, 13, 110, 105, 380,

Upon which bill they report progress and ask leave to sit again.

S. F. No. 295,

Which they report back with the recommendation that it be referred to the Finance Committee without losing its place on General Orders,

Also,

S. F. No. 154 to pass with the following amendment:

Amend section one in line two by striking out the word "and" after the words United States and inserting in place thereof the words "for the war against,"

On motion of Mr. Laybourn the Senate adjourned until Monday, February 25th, at 8 o'clock P. M.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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### THIRTIETH DAY.

ST. PAUL, MONDAY, February 25, 1907.

The Senate met at 8 o'clock P. M. and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Alderman,	Dunn,	Hall,	Moonan,	Seward,
Anderson,	Durment,	Hanson, A. L.,	Naeseth,	Stephens,
Bedford,	Elwell,	Hanson, H. E.,	Nelson,	Sullivan,
Briggs,	Farrington,	Hardy,	Pauly,	Thorpe,
Calhoun,	Fitzpatrick,	Hinton,	Peterson,	Weis,
Campbell,	Fosseen,	Johnson, C. A.,	Poehler,	White,
Canestorp,	Glotzbach,	Johnston,	Pugh,	Wilson,
Canfield,	Gunderson,	Laybourn,	Robinson,	Witherstine,
Cashman,	Hackney,	McColl,	Sageng,	Wright,
Dale,				

Quorum present.

Messrs. Ahman, Carpenter, Clague, Coller, Cooke, Donaldson, Du Toit, Gunn, Johnson, V. L., McGowan, Putnam, Schaller, Smith, Sundberg, Swanson, Vail, Works excused.

Mr. Seward offered—

A petition relating to a proposed County Option Law from citizens of the 17th legislative district,

Which was referred to the Committee on Temperance.

Mr. Peterson offered—

A petition relating to a proposed County Option Law from citizens of Becker county,

Which was referred to the Committee on Temperance.

A communication from Chas. C. Whitney, transmitting certain resolutions adopted by the Minnesota Editorial Association was referred to the Committee on Railroads.

A communication from the Secretary of the National Board of Trade relative to pure food laws was referred to the Committee on Public Health and Pure Food.

A petition from shippers and business men objecting to the passage of H. F. No. 2 was referred to the Committee on Railroads.

#### INTRODUCTION OF BILLS.

Mr. Fosseen introduced—

S. F. No. 419, A bill for an act permitting any weekly newspaper to change its office and place of publication within the same county without losing its standing as a legal newspaper,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Stephens introduced—

S. F. No. 420, A bill for an act pertaining to the board of investment of the school, university and other trust funds,

Which was read the first time and referred to the Committee on Education.

Mr. Durment (by request) introduced—

S. F. No. 421, A bill for an act to amend section eight (8) chapter three hundred thirty-one (331), Laws of one thousand nine hundred five (1905), entitled an act to prevent unjust discrimination in the fixing of fire insurance premiums, to provide for the appointment of a fire marshal and defining his duties, and to provide additional revenue for the enforcement of such act,

Which was read the first time and referred to the Committee on Forestry and Fire Protection.

Mr. Peterson introduced—

S. F. No. 422, A bill for an act prescribing the time of holding the general terms of the district court in the counties of Clay and Todd, in the Seventh Judicial District.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Peterson introduced—

S. F. No. 423, A bill for an act relating to the swamp land fund of the State of Minnesota,

Which was read the first time and referred to the Committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

Mr. Peterson, from the Committee on Finance, to which was referred—

H. F. No. 85, A bill for an act to appropriate money to be expended by the State Live Stock Sanitary Board of Minnesota in payment of claims for animals killed on account of glanders and tuberculosis under the provisions of chapter 115, Laws of 1905,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to whom was referred—

H. F. No. 19, A bill for an act to appropriate money to pay deficiencies in aid to high schools, graded schools, semi-graded schools and rural schools for the two fiscal years ending July 31, 1905, and July 31, 1906.

Reports the same back with the recommendation that the same do pass.

Adopted.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 144, A bill for an act to amend section 2028 of the Revised Laws of 1905, relating to depots and waiting rooms of railroad companies,

H. F. No. 265, A bill for an act to amend section 4399, Revised Laws 1905, relating to actions for partition and parties affected thereby.

H. F. No. 269, A bill for an act to prevent the killing of wild animals and birds upon the Minnesota state forest reserve lands and parks.

H. F. No. 320, A bill for an act to accept the grant of moneys authorized by an act of Congress of the United States entitled "An act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," approved March 16, 1906,

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File herewith transmitted:

H. F. No. 5, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and the extra parts thereof at the State Prison at Stillwater.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 19, 85,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 36, A bill for an act to amend Sections two thousand two hundred and sixty-six (2,266) and two thousand two hundred and seventy-six (2,276), of Chapter thirty-four (34), of the Revised Laws of one thousand nine hundred and five (1905), relating to printing commission and publication of Session Laws and indexes thereof.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Durment,	Hanson, A. L.,	Moonan,	Sageng,
Anderson,	Elwell,	Hanson, H. E.,	Naeseth,	Seward,
Bedford,	Farrington,	Hardy,	Nelson,	Stephens,
Briggs,	Fosseen,	Hinton,	Pauly,	Thorpe,
Campbell,	Glotsbach,	Johnson, C. A.,	Peterson,	Weis,
Canestorp,	Gunderson,	Johnston,	Poehler,	White,
Canfield,	Hackney,	Laybourn,	Pugh,	Wilson,
Dale,	Hall,	McColl,	Robinson,	Witherstine,
Dunn,				

So the bill passed and its title was agreed to.

S. F. No. 126, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehouseman shall keep open for business.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays 1, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Hackney,	McColl,	Seward,
Anderson,	Durment,	Hall,	Moonan,	Sullivan,
Bedford,	Elwell,	Hanson, A. L.,	Nelson,	Thorpe,
Briggs,	Farrington,	Hanson, H. E.,	Pauly,	Weis,
Calhoun,	Fitzpatrick,	Hardy,	Peterson,	White,
Campbell,	Fosseen,	Johnson, C. A.,	Poehler,	Wilson,
Canestorp,	Glotsbach,	Johnston,	Pugh,	Witherstine,
Canfield,	Gunderson,	Laybourn,	Robinson,	

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 95, A bill for an act to amend section two hundred and fifty-three (253), of the Revised Laws one thousand nine hundred and five (1905), State of Minnesota, relating to the location of polling places for elections.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Moonan,	Sageng,
Anderson,	Durment,	Hanson, A. L.,	Naeseth,	Seward,
Bedford,	Elwell,	Hanson, H. E.,	Nelson,	Sullivan,
Briggs,	Farrington,	Hardy,	Pauly,	Thorpe,
Calhoun,	Fitzpatrick,	Johnson, C. A.,	Peterson,	Weis,
Campbell,	Fosseen,	Johnston,	Poehler,	White,
Canestorp,	Glotsbach,	Laybourn,	Pugh,	Wilson,
Canfield,	Gunderson,	McColl,	Robinson,	Witherstine,
Dale,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 118, A bill for an act regulating life insurance companies and prohibiting the diversion of funds for political purposes.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Moonan,	Seward,
Anderson,	Durment,	Hanson, A. L.,	Naeseth,	Stephens,
Bedford,	Elwell,	Hanson, H. E.,	Nelson,	Sullivan,
Briggs,	Farrington,	Hardy,	Pauly,	Thorpe,
Calhoun,	Fitzpatrick,	Hinton,	Peterson,	Weis,
Campbell,	Fosseen,	Johnson, C. A.,	Poehler,	White,
Canestorp,	Glotsbach,	Johnston,	Pugh,	Wilson,
Canfield,	Gunderson,	Laybourn,	Robinson,	Witherstine,
Dale,	Hackney,	McColl,	Sageng,	

So the bill passed and its title was agreed to.

S. F. No. 133, A bill for an act relating to the annual reports of life insurance companies.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Gunderson,	Laybourn,	Sageng,
Anderson,	Dunn,	Hackney,	McColl,	Seward,
Bedford,	Durment,	Hall,	Moonan,	Stephens,
Briggs,	Elwell,	Hanson, A. L.,	Naeseth,	Thorpe,
Calhoun,	Farrington,	Hanson, H. E.,	Nelson,	Weis,
Campbell,	Fitzpatrick,	Hardy,	Pauly,	White,
Canestorp,	Fosseen,	Johnson, C. A.,	Peterson,	Wilson,
Canfield,	Glotzbach,	Johnston,	Poehler,	Witherstine,

So the bill passed and its title was agreed to.

S. F. No. 162, A bill for an act defining the status of persons soliciting life insurance.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hanson, A. L.,	Naeseth,	Seward,
Anderson,	Durment,	Hanson, H. E.,	Nelson,	Stephens,
Bedford,	Elwell,	Hardy,	Pauly,	Sullivan,
Briggs,	Farrington,	Hinton,	Peterson,	Thorpe,
Calhoun,	Fitzpatrick,	Johnson, C. A.,	Poehler,	Weis,
Campbell,	Fosseen,	Johnston,	Pugh,	White,
Canestorp,	Glotzbach,	Laybourn,	Robinson,	Wilson,
Canfield,	Gunderson,	McColl,	Sageng,	Witherstine,
Dale,	Hackney,	Moonan,		

So the bill passed and its title was agreed to.

S. F. No. 163, A bill for an act to prohibit the issuance of Non-Participating Policies by certain Life Insurance Companies.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Durment,	Hanson, A. L.,	Naeseth,	Seward,
Anderson,	Elwell,	Hanson, H. E.,	Nelson,	Stephens,
Bedford,	Farrington,	Hardy,	Pauly,	Sullivan,
Briggs,	Fitzpatrick,	Hinton,	Peterson,	Thorpe,
Calhoun,	Fosseen,	Johnson, C. A.,	Poehler,	Weis,
Campbell,	Glotzbach,	Johnston,	Pugh,	White,
Canestorp,	Gunderson,	Laybourn,	Robinson,	Wilson,
Canfield,	Hackney,	McColl,	Sageng,	Witherstine,
Dale,	Hall,	Moonan,		

So the bill passed and its title was agreed to.

S. F. No. 166. A bill for an act to prohibit misrepresentations by Life Insurance Companies.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Moonan,	Sageng,
Anderson,	Durment,	Hanson, A. L.,	Naeseth,	Seward,
Bedford,	Elwell,	Hanson, H. E.,	Nelson,	Stephens,
Briggs,	Farrington,	Hardy,	Pauly,	Sullivan,
Calhoun,	Fitzpatrick,	Hinton,	Peterson,	Weis,
Campbell,	Fosseen,	Johnson, C. A.,	Poehler,	White,
Canestorp,	Glotzbach,	Johnston,	Pugh,	Wilson,
Canfield,	Gunderson,	Laybourn,	Robinson,	Witherstine,
Dale,	Hackney,	McColl,		

So the bill passed and its title was agreed to.

S. F. No. 250, being A bill for an act to amend section four hundred and twenty-three (423) of the Revised Laws of one thousand nine hundred and five (1905), relating to the salaries of county commissioners.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 3, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hackney,	Moonan,	Seward,
Anderson,	Durment,	Hall,	Naeseth,	Stephens,
Bedford,	Elwell,	Hanson, A. L.,	Pauly,	Sullivan,
Briggs,	Farrington,	Hardy,	Peterson,	Weis,
Calhoun,	Fitzpatrick,	Hinton,	Poehler,	White,
Campbell,	Fosseen,	Johnson, C. A.,	Pugh,	Wilson,
Canfield,	Glotzbach,	Johnston,	Robinson,	Witherstine,
Dale,	Gunderson,	Laybourn,		

Those who voted in the negative were:

Canestorp,	Hanson, H. E.,	Sageng,
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So the bill passed and its title was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Thorpe in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. No. 144,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 380, 6, 8, 50, 226, 303, 402,

Upon which they report progress and ask leave to sit again.

On motion of Mr. Thorpe the report of the committee was adopted.

On motion of Mr. Calhoun the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## THIRTY-FIRST DAY.

ST. PAUL, TUESDAY, February 26, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Cashman,	Glotzbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Coller,	Gunn,	Moonan,		

Quorum present.

## PETITIONS AND COMMUNICATIONS.

A petition relating to a proposed county local option law from resident citizens of the Arlington Hill District, St. Paul,

Was referred to the Committee on Temperance.

Mr. White offered—

A petition relating to a proposed county local option law, from citizens of Dodge County,

Which was referred to the Committee on Temperance.

Mr. Sundberg offered—

A petition relating to a proposed county local option law, from citizens of Marshall County,

Which was referred to the Committee on Temperance.

Mr. Donaldson offered—

A petition remonstrating against a proposed county option law, from citizens of McLeod County,

Which was referred to the Committee on Temperance.

Mr. Works offered—

A petition relating to a closed season for shooting and trapping musk rats, from citizens of Blue Earth County,

Which was referred to the Committee on Game and Fish Laws.

Mr. Calhoun offered—

A petition relating to the taxation on real estate mortgages, from the Garfield Republican Club of Minneapolis,

Which was referred to the Committee on Taxes and Tax Laws.

Mr. Fosseen offered—

A petition relating to initiative and referendum, from citizens of Hennepin County,

Which was referred to the Committee on Judiciary.

#### INTRODUCTION OF BILLS.

Mr. Alderman introduced—

S. F. No. 424, A bill for an act to establish an industrial school for girls at Brainerd, Minnesota, to provide for the maintenance, management and government of the same, and to provide for the commitment of persons thereto and to appropriate money therefor and for other purposes,

Which was read the first time and referred to the Committee on State Training School.

Mr. Stephens introduced—

S. F. No. 425, A bill for an act to amend section one thousand three hundred and ninety-six (1396) of the Revised Laws of one thousand nine hundred and five (1905) relating to the examination by the State High School Board,

Which was read the first time and referred to the Committee on Education.

Mr. Hinton introduced—

S. F. No. 426, A bill for an act creating the bureau of labor, industries and commerce,

Which was read the first time and referred to the Committee on General Legislation.

Mr. McColl (by request) introduced—

S. F. No. 427, A bill for an act to regulate the sale of carbolic acid and providing penalties for the violation thereof,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. White (by request) introduced—

S. F. No. 428, A bill for an act entitled an act to amend section one thousand seven hundred and seventy-one (1771), Revised Laws one thousand nine hundred and five (1905), prohibiting the manufacture and sale for use as food of certain articles and substances,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. White (by request) introduced—

S. F. No. 429, A bill for an act to amend section one thousand seven hundred and thirty-eight (1738), Revised Laws one thousand nine hundred and five (1905), defining "Food" and other terms prescribing what shall be deemed evidence of intent and fixing responsibility for violation of the provisions of chapter twenty-one (21), Revised Laws one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Coller introduced—

S. F. No. 430, A bill for an act to appropriate money out of the internal improvement fund to aid in grading, repairing and improving the road known as "Shakopee Bridge" or "Trestle" road, and the "Shakopee and Eden Prairie" road in section one (1), township

one hundred and fifteen (115), range twenty-three (23), Scott County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Collier introduced—

S. F. No. 431, A bill for an act to appropriate money out of the internal improvement fund to aid in the repair and improvement of the wagon bridge across the lake known as Long or Price Lake, in section thirty-five (35), township one hundred and fifteen (115), range twenty-two (22), Scott County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Witherstine introduced—

S. F. No. 432, A bill for an act to amend section one (1) of chapter two hundred and twenty (220) of the General Laws of one thousand nine hundred and five (1905), entitled an act relating to the addition of territory to all incorporated cities containing ten thousand (10,000) inhabitants or less.

Which was read the first time and referred to the Committee on Municipal Corporations.

#### REPORTS OF COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred—

H. F. No. 149, A bill for an act providing that officers of school districts may designate depositories for school district moneys and requiring the deposit of school district moneys in such depositories and exempting school district treasurers from liability from such deposit.

Reports the same back with the recommendation that it be amended as follows:

After the words "county auditor" in line 22 of section 1 insert the words "of the county," and that when so amended the bill do pass,

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 295, A bill for an act to provide for the expanding of the State Fair of 1908 into an exposition upon the State Fair grounds, in commemoration of the fiftieth anniversary of the admission of Minnesota to the Union, and appropriating money therefor,

Reports the same back with the recommendation that the bill be indefinitely postponed, but that it remain on General Orders for discussion,

Adopted.

Mr. Hinton, from the Committee on Normal Schools, to which was referred—

S. F. No. 55, A bill for an act to establish a state normal school at the Village of Cass Lake in the County of Cass.

Reports the same back without recommendation.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 397, being A bill for an act to amend section 5143 of the Revised Laws of the State of Minnesota for the year 1905,

Reports same back with the recommendation that the title thereof be amended by inserting at end thereof the words "relating to fraudulent appropriation of electricity," and that section 1 of said bill be amended by striking out of the fifth line thereof the words "fraudulent appropriation of electricity" and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 411, being A bill for an act to amend section 574. Revised Laws 1905,

Reports same back with the recommendation that the title thereof be amended by adding at the end the words "relating to contingent

fund and expenses of county attorney," and that section 1 of said bill be amended by striking out of the third line thereof the words "contingent fund expenses," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 326, being A bill for an act to legalize certain proceedings in the probate court in relation to the probate of foreign wills,

Reports same back with the recommendation that section 1 thereof be amended by inserting in the fifth line after the word "state" the words "or foreign country," and that when so amended the bill do pass,

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 379, being A bill for an act to amend section 5161, Revised Laws 1905, relating to drunkenness,

Reports same back with the recommendation that same be amended by striking out the words "less than ten nor" in the eighth line of section one thereof, and by striking out of the ninth line of said section the words "less than ten dollars nor," and that when so amended the bill do pass,

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 204, A memorial to Congress of the United States in regard to calling convention to propose amendments to the Constitution giving Congress the power to regulate polygamy and polygamous cohabitation.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 364, A bill for an act to amend section five thousand four hundred and forty-five of the Revised Laws of Minnesota one thousand nine hundred and five, relating to the diminution of sentence of convicts to the State Prison,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 391, being A bill for an act to provide for the appointment of mothers as sole guardians of their children in certain cases,

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 69, A bill for an act authorizing officers, directors and stockholders of a corporation to administer oaths and take acknowledgments of instruments wherein such corporation is interested.

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled

S. F. No. 268,

Which report was agreed to.

#### MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following Senate File with amendments, in which amendments, the concurrence of the Senate is requested:

S. F. No. 60, A bill for an act entitled an Act creating a fund, and providing for the disbursement thereof, for pensions and relief by Fireman's Relief Association in cities having a population of more than fifty thousand inhabitants.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

FIRST READING OF HOUSE BILLS.

H. F. No. 2, A bill for an act regulating the handling of freight in carload lots by railroad companies, shippers and consignees and equalizing car service and penalties for the use and detention of cars and failure to furnish cars and transport the same,

Was read the first time and referred to the Committee on Railroads.

FIRST READING OF HOUSE BILLS.

H. F. No. 5, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and the extra parts thereof at the State Prison at Stillwater.

Was read the first time and referred to the Committee on States Prison.

H. F. No. 144, A bill for an act to amend section two thousand and twenty-eight (2,028), of the Revised Laws of one thousand nine hundred and five (1905), relating to depots and waiting rooms of railroad companies.

Was read the first time and referred to the Committee on Railroads.

H. F. No. 265, A bill for an act to amend section four thousand three hundred and ninety-nine (4,399), Revised Laws, one thousand nine hundred and five (1905), relating to actions for partition and parties affected thereby.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 269, A bill for an act to prevent the killing of wild animals and birds upon the Minnesota state forest reserve lands and parks.

Was read the first time and referred to the Committee on Game and Fish Laws.

H. F. No. 320, A bill for an act to accept the grant of moneys authorized by an act of Congress of the United States entitled "An act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," approved March 16, 1906.

Was read the first time and referred to the Committee on Agriculture and Horticulture.

H. F. No. 486, A bill for an act prescribing the maximum rate to be charged for the transportation of passengers upon railroads within the State of Minnesota, providing for the enforcement of the same and penalties for violation thereof.

Was read the first time and referred to the Committee on Railroads.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 55, 69, 305, 326, 364, 379, 397, 411,

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 149, 204.

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 161, A bill for an act regulating disbursements of Life Insurance Companies.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunn,	Moonan,	Seward,
Alderman,	Dale,	Hackney,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sullivan,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Briggs,	Du Toit,	Hinton,	Pugh,	Weis,
Calhoun,	Farrington,	Johnson, C. A.,	Putnam,	White,
Campbell,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Wilson,
Canestorp,	Fosseen,	Johnston,	Sageng,	Witherstine,
Canfield,	Glotsbach,	Laybourn,	Schaller,	Wright,
Cashman,	Gunderson,			

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Hall in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 270, 280, 319.

H. F. No. 91.

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 231, 380, 8, 50, 105, 110.

H. F. Nos. 66, 170.

Upon which they report progress and ask leave to sit again.

Also,

S. F. No. 226.

Which they report back and recommend that they be indefinitely postponed.

Also,

S. F. No. 239.

Which they report back and recommend that it be re-referred to the Judiciary Committee.

S. F. No. 269,

Which they report back and recommend that it be re-referred to the Committee on Public Health, Dairy and Food, without losing its place on General Orders.

S. F. No. 303,

Which they report back and recommend that it be referred to the Finance Committee without losing its place on General Orders.

Also S. F. No. 247, with the following amendment which was adopted, and with the further recommendation that the bill be referred to Judiciary Committee without losing its place on General Orders:

Amend S. F. 247 by striking out the words "expressing a consideration."

Also S. F. No. 13, with the following amendment, which was adopted, and with the recommendation that the bill be referred to the Judiciary Committee without losing its place on General Orders:

Amend Senate File No. 13, by striking out lines 18 to 25, inclusive, of Section 1 thereof, and by inserting in lieu thereof the following:

"Require all district funds, as soon as received, to be deposited by the District Treasurer in the name of the district in one or more banks to be designated by the Board of Education at the first regular meeting of such board held after the regular annual meeting of the school district. The Clerk shall give notice by mail to all banks within such district and to such other bank or banks as in the opinion of the board, the public interests require, at least ten days before the time for receiving such proposals. Such proposals shall state what security will be given to said district for the funds so deposited and what interest allowed on balances, both quarterly and monthly, on the condition that such funds, with accrued interest, shall be held subject to draft and payment at all times on demand. If after making such designation such board deems the surety given insufficient, it may require a new bond, or, if in its opinion the public interests require, may vacate, revoke or modify any such designation and again designate a depository, giving notice to all banks last making proposals to said board and such other banks as in their opinion the public interests require. The amount deposited in any bank shall not exceed the assessed valuation of the capital stock thereof. All designations of depositories shall be in writing and

shall set forth all the terms and conditions upon which deposits are made, to be signed by the president and clerk and filed in the office of the Clerk, and all bonds given by any bank or banks as security for such deposits shall be in a sum equal to twice the amount of money that will probably be in the treasury of such district at any one time during the year, to be approved by the board and filed in the office of the County Auditor of the county in which such district is located.

Mr. Hall moved that the report of the committee be adopted.

On motion of Mr. Schaller

S. F. No. 226 was excepted from the report.

The report of the Committee on the Whole was then adopted except as to S. F. No. 226.

Mr. Schaller moved that

S. F. No. 226 be referred to the Judiciary Committee,

Which motion prevailed.

On motion of Mr. Hardy a recess was taken until 2 o'clock this afternoon.

## AFTERNOON SESSION.

### SPECIAL ORDER.

The Senate reassembled at 2 o'clock P. M., the President in the chair.

Quorum present.

S. F. Nos. 6 and 348 being under consideration.

Mr. Peterson moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Canfield,	Dunn,	Gunderson,	Johnson, C. A.,
Alderman,	Carpenter,	Durment	Gunn,	Johnson, V. L.,
Anderson,	Cashman,	Du Toit,	Hackney,	Johnston,
Bedford,	Clague,	Elwell,	Hall,	Laybourn,
Briggs,	Coller,	Farrington,	Hanson, A. L.,	McColl,
Calhoun,	Cooke,	Fitzpatrick,	Hanson, H. E.,	McGowan,
Campbell,	Dale,	Fosseen,	Hardy,	Moonan,
Canestorp,	Donaldson,	Glottzbach,	Hinton,	Naeseith,

Nelson,	Putnam,	Smith,	Thorpe,	Wilson,
Pauly,	Robinson,	Stephens,	Vail,	Witherstine,
Peterson,	Sageng,	Sullivan,	Weis,	Works,
Poehler,	Schaller,	Sundberg,	White,	Wright,
Pugh,	Seward,	Swanson,		

On motion of Mr. Peterson further proceedings under the call were dispensed with.

Mr. Hardy offered the following amendment to S. F. No. 348, and moved its adoption:

Amend S. F. No. 348, by striking out all after the enacting clause and substituting the following:

Section 1. No railroad company owning or operating a line of railroad in the State of Minnesota, shall charge or collect more than two and a half ( $2\frac{1}{2}$ ) cents per mile for carrying over its road in this state any passenger above the age of twelve (12) years, together with baggage not exceeding one hundred and fifty (150) pounds in weight, or a greater sum than one-half of said rate for any passenger between the ages of five (5) and twelve (12) years, together with baggage not exceeding seventy-five (75) pounds in weight. Children under five (5) years of age shall be carried free of charge when accompanied by parents or guardians. All such railroad companies shall keep on sale at a rate of two (2) cents per mile a two-thousand (2,000) mile mileage book, good for use by the purchaser on all such railroads within the State of Minnesota. All such railroad companies shall keep on sale at the rate of two (2) cents per mile a five-hundred (500) mile mileage book, good for use by the purchaser, and any member of his family, within the State of Minnesota, upon the road issuing the same. All mileage books herein provided for except the family mileage book to be limited to one year from date of sale, and the same, or any part thereof, shall be redeemed from the purchaser by the railroad company issuing the same, by repaying the purchase price of such book or books less two and one-half ( $2\frac{1}{2}$ ) cents per mile for the number of miles used. Purchasers of such family mileage books shall at the time of making the purchase, furnish the agent of the railroad company with the names and ages of the members of his family for whose use the book is purchased, which shall be endorsed thereon. It shall be unlawful for any person whose name is not endorsed thereon, to use or attempt to use, any mileage book herein provided for, and any use or attempted use shall work a forfeiture thereof.

Sec. 2. No person, including persons who are agents, or officers of any corporation mentioned in the foregoing section, shall be privileged from testifying in relation to anything herein prohibited and no person for so testifying shall be liable to any prosecution or punishment for any offense concerning which he was required to testify, or concerning which he was required to furnish documentary evidence.

Sec. 3. The word "railroad company" wherever used in this act, shall be construed to mean any person, partnership, corporation or association owning or operating a railroad.

Sec. 4. Any violation of any provision of this act shall be a misdemeanor and punishable by a fine of not less than twenty-five (\$25.00) dollars nor more than one hundred (\$100.00) dollars.

Sec. 5. All railroad companies in Minnesota affected by this act, shall file acceptance within ten (10) days from and after the passage and approval of this act; provided that notwithstanding such acceptance this act shall be subject to amendment, alteration, or repeal.

Sec. 6. This act shall take effect and be in force from and after the first day of July, 1907.

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 10 and nays 51, as follows:

Those who voted in the affirmative were:

Alderman,	Campbell,	Farrington,	Laybourn,	Smith,
Calhoun,	Dunn,	Hardy,	Pugh,	Wilson,

Those who voted in the negative were:

Ahmann,	Donaldson,	Hall,	Naeseth,	Sullivan,
Anderson,	Durment,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Du Toit,	Hanson, H. E.,	Pauly,	Swanson,
Briggs,	Elwell,	Hinton,	Peterson,	Thorpe,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Poehler,	Vail,
Canfield,	Fosseen,	Johnson, V. L.,	Putnam,	Weis,
Carpenter,	Glotsbach,	Johnston,	Robinson,	White,
Cashman,	Gunderson,	McColl,	Sageng,	Witherstine,
Clague,	Gunn,	McGowan,	Schaller,	Works,
Coller,	Hackney,	Moonan,	Seward,	Wright,
Dale,				

So the amendment was not adopted.

Mr. Laybourn offered the following amendment and moved its adoption:

Amend S. F. No. 348, by inserting the words "more than five miles in length" between the words "railroad" and "in" in line one (1) of section one (1) of the printed bill.

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 18 and nays 43, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Gunn,	Hinton,	Smith,
Calhoun,	Dunn,	Hackney,	Laybourn,	Vail,
Campbell,	Durment,	Hall,	Pugh,	Wilson,
Coller,	Farrington,	Hardy,		

Those who voted in the negative were:

Ahmann,	Dale,	Johnson, C. A.,	Peterson,	Sundberg,
Anderson,	Donaldson,	Johnson, V. L.,	Poehler,	Swanson,
Bedford,	Du Toit,	Johnston,	Putnam,	Thorpe,
Briggs,	Fitzpatrick,	McColl,	Robinson,	Weis,
Canestorp,	Fosseen,	McGowan,	Sageng,	White,
Canfield,	Glotzbach,	Moonan,	Seward,	Witherstine,
Carpenter,	Gunderson,	Naeseth,	Stephens,	Works,
Cashman,	Hanson, A. L.,	Nelson,	Sullivan,	Wright,
Clague,	Hanson, H. E.,	Pauly,		

So the amendment was not adopted.

Mr. Laybourn offered the following amendment and moved its adoption:

Amend S. F. No. 348, by adding the words "more than five miles in length" of the printed bill at the end of Sec. 3:

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 24 and nays 39, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hackney,	McColl,	Stephens,
Calhoun,	Dunn,	Hall,	Pugh,	Sullivan,
Campbell,	Durment,	Hardy,	Putnam,	Vail,
Clague,	Farrington,	Hinton,	Schaller,	Wilson,
Coller,	Gunn,	Laybourn,	Smith,	

Those who voted in the negative were:

Ahmann,	Bedford,	Canestorp,	Carpenter,	Dale,
Anderson,	Briggs,	Canfield,	Cashman,	Donaldson,

Du Toit,	Hanson, A. L.,	Moonan,	Robinson,	Weis,
Elwell,	Hanson, H. E.,	Naeseth,	Sageng,	White,
Fitzpatrick,	Johnson, C. A.,	Nelson,	Seward,	Witherstone,
Fosseen,	Johnson, V. L.,	Pauly,	Sundberg,	Works,
Glotzbach,	Johnston,	Peterson,	Swanson,	Wright,
Gunderson,	McGowan,	Poehler,	Thorpe,	

So the amendment was not adopted.

Mr. Durment offered the following amendment to S. F. No. 348 and moved its adoption:

Strike out all after the enacting clause and insert in lieu thereof:

Section 1. On and after the first day of June, 1907, any and every railroad company or companies carrying any person starting from a point in Minnesota to a destination within the State of Minnesota over a line or lines of railway lying wholly within the state between said points, shall charge for each person so carried two (2) cents for each mile of such railway or railways over which such person shall be carried between said points, except when the Board of Railway and Warehouse Commissioners of the state upon application of the railroad company, and after a public hearing of which at least ten (10) days' public notice shall have been given, shall have made an order authorizing it to charge more or less than two (2) cents per mile; Provided that any such railroad company may carry any officer or employee of such company when traveling on the business of such company and any person under ten (10) years of age, free or for a rate less than two (2) cents a mile, and provided further, that each person for whom a fare shall be paid shall be entitled to have the railway company transport with him on such journey baggage not exceeding one hundred and fifty (150) pounds in weight without extra charge.

Sec. 2. Upon any hearing mentioned in section 1 of this act the Board of Railway and Warehouse Commissioners shall receive and consider all testimony and other evidence which the railroad company shall produce, and may also receive and consider such other testimony and evidence as it deems proper; and also may consider facts within the knowledge of the members of such Board which shall not have been introduced in evidence before them upon such hearing. It shall then make such order as it appears to said Board ought to be made, denying the application or authorizing the applicant to charge such different rate from two (2) cents per mile as will afford the railroad company reasonable compensation for the service to be rendered.

Sec. 3. Any violation of this act shall be a misdemeanor and punishable by a fine of not less than fifty (50) dollars nor more than one hundred (100) dollars, and each person transported in violation of the terms of this act shall be held to constitute a separate offense, and any violation of this act may be prosecuted in any county in which any part of said railway line or lines is situated.

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 3 and nays 55, as follows:

Those who voted in the affirmative were:

Calhoun,	Durment,	Smith,
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Those who voted in the negative were:

Ahmann,	Dale,	Hackney,	McGowan,	Stephens,
Alderman,	Donaldson,	Hall,	Moonan,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Du Toit,	Hanson, H. E.,	Pauly,	Swanson,
Briggs,	Elwell,	Hardy,	Peterson,	Thorpe,
Canestorp,	Farrington,	Hinton,	Poehler,	Vail,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Weis,
Carpenter,	Fosseen,	Johnson, V. L.,	Robinson,	White,
Cashman,	Glotzbach,	Johnston,	Sageng,	Witherstine,
Clague,	Gunderson,	Laybourn,	Schaller,	Works,
Coller,	Gunn,	McColl,	Seward,	Wright,

So the amendment was not adopted.

Mr. Stephens offered the following amendments to S. F. No. 348 and moved their adoption:

Amend S. F. No. 348, by striking out the word "two and figure two (2)" in line two (2) of the printed bill and insert in lieu thereof the words "one and one-half ( $1\frac{1}{2}$ ) and figure one and one-half ( $1\frac{1}{2}$ )."

Amend by striking out the word "one (1) and the figure one (1)" in the line four (4) of the printed bill and insert in lieu thereof "three-fourths ( $\frac{3}{4}$ )."

Amend S. F. No. 348, by striking out the words "one hundred and fifty (150) and figures one hundred and fifty (150)" being the three (3) last words of line three (3) and the first word and the first three (3) figures of line four (4) of the printed bill and insert in lieu thereof the words and figures "twenty-five (25)."

The question being taken on the adoption of the amendment

And the roll being called there were yeas 4 and nays 54, as follows:

Those who voted in the affirmative were:

Cooke,	Durment,	Smith,	Stephens
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Those who voted in the negative were:

Ahmann,	Coller,	Hackney,	McGowan,	Sullivan,
Alderman,	Dale,	Hall,	Naeseth,	Sundberg,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Swanson,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Thorpe,
Briggs,	Du Toit,	Hardy,	Peterson,	Weis,
Calhoun,	Elwell,	Hinton,	Poebler,	White,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Wilson,
Canfield,	Fosseen,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Glotzbach,	Johnston,	Sageng,	Works,
Cashman,	Gunderson,	Laybourn,	Schaller,	Wright,
Clague,	Gunn,	McColl,	Seward,	

So the amendment was not adopted.

### THIRD READING OF SENATE BILLS.

S. F. No. 348, A bill for an act to fix the maximum rate for carrying passengers over any railroad in the State of Minnesota, and to prescribe a penalty for the violation thereof,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 55 and nays 6, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	Nelson,	Stephens,
Anderson,	Donaldson,	Hanson, H. E.,	Pauly,	Sullivan,
Bedford,	Du Toit,	Hinton,	Peterson,	Sundberg,
Briggs,	Elwell,	Johnson, C. A.,	Poebler,	Swanson,
Campbell,	Farrington,	Johnson, V. L.,	Pugh,	Thorpe,
Canestorp,	Fitzpatrick,	Johnston,	Putnam,	Vail,
Canfield,	Fosseen,	Laybourn,	Robinson,	Weis,
Carpenter,	Glotzbach,	McColl,	Sageng,	White,
Cashman,	Gunderson,	McGowan,	Schaller,	Witherstine,
Clague,	Gunn,	Moonan,	Seward,	Works,
Colier,	Hackney,	Naeseth,	Smith,	Wright,
Cooke,	Hall,			

Those who voted in the negative were:

Alderman,	Dunn,	Durment,	Hardy,	Wilson,
Calhoun,				

So the bill passed and its title was agreed to.

Mr. Clague moved that the vote whereby S. F. No. 348 did pass be reconsidered,

Which motion did not prevail.

Mr. Hall offered the following amendment to S. F. No. 6 and moved its adoption:

Amend S. F. No. 6, by striking out lines 11 to 15 inclusive in printed bill Sec. 3 and insert the following:

This act shall not be construed to prohibit the interchange by railroad companies of passes for the officers and employees of railroads and members of their immediate families, provided that this section shall not be construed to authorize the issuance of any pass or special privilege to any public officer or unto any candidate for public office at any primary or general election to be held in this state except unto such as are above specified,

Which amendment was lost.

Mr. Peterson offered the following amendment to S. F. No. 6 and moved its adoption:

Amend S. F. No. 6, by adding to the end of the 10th line of Sec. 3 the following words:

"Members of the Board of Railroad and Warehouse Commissioners of this state and the bona fide employes of such board when engaged in the business of the state."

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 8 and nays 53, as follows:

Those who voted in the affirmative were:

Dale,	Gunn,	Peterson,	Sundberg,	Wilson,
Farrington,	Hall,	Putnam,		

Those who voted in the negative were:

Ahmann,	Coller,	Hackney,	Moonan,	Smith,
Alderman,	Cooke,	Hanson, A. L.,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Nelson,	Swanson,
Bedford,	Dunn,	Hardy,	Pauly,	Thorpe,
Briggs,	Durment,	Hinton,	Poehler,	Vail,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Fitzpatrick,	Johnston,	Sageng,	Witherstine,
Canfield,	Fosseen,	Laybourn,	Schaller,	Works,
Carpenter,	Glotzbach,	McColl,	Seward,	Wright,
Cashman,	Gunderson,	McGowan,		

So the amendment was not adopted.

Mr. Hall offered the following amendment to S. F. No. 6 and moved its adoption:

After the word "state" in the 15th line insert the following:

Provided that nothing in this act shall prevent owners or publishers of newspapers in this state from receiving free transportation or mileage books in payment for advertising,

Which amendment was lost.

### THIRD READING OF SENATE BILLS.

S. F. No. 6, A bill for an act to prohibit the granting to or use by any person of any pass, frank or special privilege withheld from any other person, and to fix the penalty for violation thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 62 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Fosseen,	McColl,	Schaller,	Witherstine,
Cashman,	Glotsbach,	McGowan,	Seward,	Works,
Clague,	Gunderson,	Moonan,	Smith,	Wright,
Coller,	Gunn,			

So the bill passed and its title was agreed to.

### MESSAGE FROM THE HOUSE.

The following message was received from the House:

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 67, A bill for an act fixing and regulating the salaries, compensation, duties and help of probate court in counties having, or which may hereafter have, a population of 200,000 inhabitants or over.

H. F. No. 152, A bill for an act to amend section 4927 and 4930 of the Revised Laws of Minnesota for 1905, relating to the carnal knowledge of children and abduction.

H. F. No. 254, A bill for an act to prohibit the killing of prairie chickens and pinnated and sharp tailed grouse during the years 1907 and 1908.

H. F. No. 346, A bill for an act to amend section 1916 of the Revised Laws 1905, relating to the commitment of patients to hospitals or asylums for the insane, and providing for the establishment of detention hospitals therefor.

H. F. No. 349, A bill for an act to validate certain bonds heretofore purchased by the State Board of Investment with the funds of the State of Minnesota.

Also the passage by the House of the following Senate Files, herewith transmitted:

S. F. No. 24, A bill for an act to prohibit the desecration of memorial day, and provide for punishment thereof.

S. F. No. 80, A bill for an act to require town clerks to report names and address of newly elected town officers.

S. F. No. 132, A bill for an act to amend section 2019, Chapter 28, Revised Laws of Minnesota for 1905, relating to transfer facilities of railroads.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 26, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: Under date of February 20, I had the honor to submit for the consideration of the Senate the nomination of Patrick Fahey as inspector of steam vessels and steam boilers for the twenty-first senatorial district, for the term ending the 31st day of January, 1909.

Understanding that this nomination has not as yet been confirmed by your honorable body, I respectfully ask that the communication be returned for purposes of correction.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

On motion of Mr. Schaller the request of the Governor was granted.

On motion of Mr. Canestrop the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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### THIRTY-SECOND DAY.

ST. PAUL, WEDNESDAY, February 27, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Johnson, V. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson.
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotsbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Collier,	Gunn,			

Quorum present.

## PETITIONS AND COMMUNICATIONS.

Messrs. Sundberg, Works, Johnson, C. A., Briggs, Clague, Cook, Witherstine, Naeseth, Wright offered petitions relative to a proposed county local option law, which were referred to the Committee on Temperance.

Messrs. Anderson and Works offered petitions remonstrating against a proposed county option law, from citizens of Freeborn and Blue Earth Counties, which were referred to the Committee on Temperance.

A communication from the Secretary of State, transmitting certain letters from the M. & St. L. R. R. Co., relative to an opportunity for school children visiting the capitol and sessions of the legislature, was read and on motion of Mr. Calhoun an invitation was extended to the school children along the line of the M. & St. L. Ry., and that the Senate have a session on Friday afternoon, March 15th.

Which motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Elwell introduced—

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota, and to accept donations to acquire site for same, and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said university,

Which was read the first time and referred to the Committee on University and University Lands.

Mr. Calhoun introduced—

S. F. No. 434, A bill for an act entitled an act for preventing the manufacture for sale within this state or the sale or transportation of adulterated, misbranded, poisonous or deleterious foods, drugs, medicines and liquors within this state,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Calhoun introduced—

S. F. No. 435, A bill for an act relating to parks and parkways and the use of and travel thereon in certain cities,

Which was read the first time and referred to the Ramsey, Hennepin and St. Louis Delegation.

Mr. Calhoun introduced—

S. F. No. 436, A bill for an act to amend section one thousand four hundred and sixty-seven (1467) of the Revised Laws one thousand nine hundred and five (1905), relating to the State Art Association,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Canfield introduced—

S. F. No. 437, A bill for an act relating to the reports made by railway companies of their gross earnings for purposes of taxation; fixing the rate of interest on taxes not paid when due; prescribing penalties for false reports, and repealing all acts and parts of acts inconsistent herewith.

Which was read the first time and referred to the Committee on Railroads.

Mr. Pugh introduced—

S. F. No. 438, A bill for an act to fix the hours during which the polls shall be open for the holding of school elections in certain independent school districts in the State of Minnesota,

Which was read the first time and referred to the Committee on Elections.

Mr. Hanson, A. L., introduced—

S. F. No. 439, A bill for an act to authorize cities of this state owning an electric light plant to borrow money and issue bonds for the purpose of improving and enlarging their electric light plant,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Du Toit introduced—

S. F. No. 440, A bill for an act to appropriate the sum of six thousand dollars (\$6,000) out of the internal improvement fund, to aid the village of Carver, Carver County, Minnesota, to build a steel draw bridge across the Minnesota River in said village,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Donaldson introduced—

S. F. No. 441, A bill for an act to appropriate money out of the internal improvement fund to aid in building a bridge across Crow River in the township of Hassan Valley, in the County of McLeod and State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Canfield introduced—

S. F. No. 442, A bill for an act to legalize proceedings to foreclose real estate mortgages and records thereof in cases where the sheriff's certificate of sale has not been recorded within twenty days after such sales,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 443, A bill for an act requiring the endorsement of the registrar of titles upon instruments affecting the title to land in counties where chapter sixty-five (65) of the Revised Laws one thousand nine hundred and five (1905) is in force before such instrument shall be entitled to record,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 444, A bill for an act to amend section three thousand three hundred and ninety-eight (3398) of chapter sixty-five (65) of the Revised Laws one thousand nine hundred and five (1905), concerning registrars of titles,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 445, A bill for an act to amend sections three thousand four hundred and fifty (3450) and three thousand four hundred

and fifty-one (3451) of chapter sixty-five (65) of the Revised Laws one thousand nine hundred and five (1905) concerning the fees to be paid upon the registration of the title to land and the disposition thereof,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Seward introduced—

S. F. No. 446, A bill for an act to provide for demonstration work in agriculture, stock raising and horticulture and appropriating money therefor,

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Carpenter introduced—

S. F. No. 447, A bill for an act to repeal chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the county auditor of Wright County," together with the act amendatory thereof, being chapter four hundred and eighty-five (485) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and ninety-one (1891), entitled "An act to amend sections one (1) and two (2) of chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled 'An act to fix the compensation of the county auditor of Wright County,'"

Which was read the first time.

Mr. Carpenter moved

That the rules be suspended and that

S. F. No. 447, A bill for an act to repeal chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the county auditor of Wright County," together with the act amendatory thereof, being chapter four hundred and eighty-five (485) of the Special Laws of the State of Minnesota for the year one thousand eight

hundred and ninety-one (1891), entitled "An act to amend sections one (1) and two (2) of chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled 'An act to fix the compensation of the county auditor of Wright County,' "

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 447

Was read the second time.

S. F. No. 447, A bill for an act to repeal chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the county auditor of Wright County, together with the act amendatory thereof, being chapter four hundred and eighty-five (485) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and ninety-one (1891), entitled "An act to amend sections one (1) and two (2) of chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled 'An act to fix the compensation of the county auditor of Wright County.' "

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Gunderson,	McGowan,	Sundberg,
Alderman,	Clague,	Gunn,	Naeseth,	Thorpe,
Anderson,	Dale,	Hanson, H. E.,	Pugh,	Vail,
Bedford,	Dunn,	Hinton,	Robinson,	Weis,
Briggs,	Durment,	Johnson, C. A.,	Sageng,	Wilson,
Calhoun,	Elwell,	Johnson, V. L.,	Seward,	Witherstine
Canestorp,	Farrington,	Johnston,	Smith,	Wright,
Carpenter,	Fosseen,			

So the bill passed and its title was agreed to.

Mr. Campbell introduced—

S. F. No. 448, A bill for an act to authorize and empower cities in this state of the fourth class to issue bonds under certain circumstances and subject to certain provisions for the purpose of aiding in the construction of steam and electric railroads,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hardy introduced—

S. F. No. 449, A bill for an act to appropriate money to commemorate the services of the First Regiment of Minnesota Volunteers and their late colonel, William Colville, and to provide a suitable monument for his grave,

Which was read the first time and referred to the Committee on Finance.

#### REPORT OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 374, A bill for an act to amend section thirty-six (36) of article four (4) of the Constitution of the State of Minnesota, relating to cities already incorporated and villages desiring to be incorporated, to frame their own charter as such, and classifying cities for the purposes of general legislation,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 26, A bill for an act to regulate persons, co-partnerships or corporations engaged in the banking business in this state, not incorporated or subject to examination by the Public Examiner, and containing certain prohibitions, for a report as to its constitutionality, reports said bill back and submits that in the opinion of the Judiciary Committee the bill, if enacted into law, would be unconstitutional. The bill in form attempts to regulate the banking business as conducted by certain persons, but in fact prohibits such

business, attempting to do indirectly what could not be done directly. Under the police power of the state, it is not competent for the state to prohibit the citizen from carrying on any trade, occupation or business that is not offensive to the community or injurious to society. The business of banking is recognized as a legitimate business; it may be regulated, but not prohibited.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 376, A bill for an act authorizing certain counties to levy an additional tax for road and bridge purposes, amending sections one thousand two hundred five (1205) of the Revised Statutes of one thousand nine hundred five (1905) as amended by Chapter one hundred ninety-five (195) of the General Laws of one thousand nine hundred five (1905),

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 213, A bill for an act to amend section four thousand nine hundred and fifty-two (4952), chapter ninety-eight (98) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "Fornication."

Reports the same back with the recommendation that the title of said bill be amended so as to read as follows:

"A bill for an act to amend section 4952, Revised Laws 1905, relating to fornication."

That section 1 thereof be amended so as to read as follows:

"Section 1. That section 4952, Revised Laws 1905, be and the same is hereby amended so as to read as follows:

"4952. Whenever any man and a single woman have sexual intercourse with each other, both shall be guilty of fornication and punished by imprisonment in the county jail for not more than ninety days, or by a fine of not more than one hundred dollars."

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 78, A bill for an act proposing an amendment of section one (1), of article four (4), of the constitution of the State of Minnesota relating to the legislature and to the initiation and adoption of legislation.

Reports said bill back without recommendation; but if the general policy of the bill should be approved by the Senate, then the Judiciary Committee are of the opinion that the percentum of voters signing the petitions for the initiative or referendum in legislation for municipalities should be raised from 5 to 25 per centum, and in legislation for the state, from 5 to 10 per centum.

Adopted.

Mr. Sullivan, from the Delegations from Washington and Blue Earth, to which was referred—

S. F. No. 406, A bill for an act providing for the annexation of territory adjacent to cities now or hereafter having a population of not more than twenty thousand and not less than ten thousand inhabitants,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Sullivan moved

That the rules be suspended and that

S. F. No. 406, A bill for an act providing for the annexation of territory adjacent to cities now or hereafter having a population of not more than twenty thousand and not less than ten thousand inhabitants,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 406

Was read the second time.

S. F. No. 406, A bill for an act providing for the annexation of territory adjacent to cities now or hereafter having a population of not more than twenty thousand and not less than ten thousand inhabitants,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Peterson,	Sullivan,
Bedford,	Elwell,	Hanson, A. L.,	Pugh,	Sundberg,
Briggs,	Farrington,	Hanson, H. E.,	Putnam,	Vail,
Calhoun,	Fitzpatrick,	Hardy,	Robinson,	White,
Canestorp,	Fosseen,	Hinton,	Sageng,	Witherstine,
Canfield,	Gunderson,	Johnson, V. L.,	Seward,	Works,
Cooke,	Gunn,	McGowan,	Smith,	Wright,
Dale,	Hackney,	Nelson,	Stephens,	

So the bill passed and its title was agreed to.

Mr. Sullivan, of the Committee on State Prison, to which was referred—

H. F. No. 5, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders, and the extra parts thereof, at the State Prison at Stillwater,

Reports said bill with the recommendation that the same be amended by striking out the word "new" in the fifth line of section 1 of said bill, and that as so amended said bill do pass,

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 151, A bill for an act to amend section two (2), chapter two hundred and eighty-eight (288) of the General Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "An act providing for taxation of and fixing the rate of taxation of inheritance, devise, bequest, legacies, and gifts, and providing for the manner of payment as well as the manner of enforcing payment thereof.

Reports, the same back with the recommendation that said bill be amended by striking out all of the words in section 2 thereof, after the word "provided," and inserting in lieu thereof the following words: "As to any such tax hereafter taking effect and paid under the provisions of this act 25 per cent thereof shall be apportioned in the same manner as taxes upon real estate in the taxing district where the donor, decedent or testator resided at the time of his death, and if any such tax is first paid to the County Treasurer 25 per cent shall be retained therein and apportioned as herein provided; and if any such tax is first paid to the State Treasurer 25 per cent thereof shall be paid to the proper County Treasurer as soon as may be thereafter."

And that when so amended said bill do pass.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 158, A bill for an act providing for taxation of and fixing the rate of taxation on inheritances, devises, bequests, legacies and gifts, and providing for the manner of payment, as well as the manner of enforcing payment thereof.

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

On motion of Mr. Works the bill was ordered printed and placed on General Orders.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 26, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to submit the following nomination for the consideration of the Senate:

## INSPECTOR OF STEAM VESSELS AND STEAM BOILERS:

John H. Fahey, Inspector of Steam Vessels and Steam Boilers for the Twenty-first Senatorial District, for the term ending the 31st day of January, 1909.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

Mr. Smith moved that the Senate concur in House amendments to S. F. No. 60,

Which motion prevailed.

The question being taken on the re-passage of the bill as amended,

And the roll being called there were yeas 48 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hall,	Peterson,	Sullivan,
Alderman,	Du Toit,	Hanson, A. L.,	Poehler,	Sundberg,
Bedford,	Elwell,	Hanson, H. E.,	Pugh,	Swanson,
Briggs,	Farrington,	Hardy,	Putnam,	Thorpe,
Calhoun,	Fitzpatrick,	Hinton,	Robinson,	Vail,
Canestorp,	Fosseen,	Johnson, C. A.,	Sageng,	Weis,
Canfield,	Glotsbach,	Johnson, V. L.,	Seward,	White,
Carpenter,	Gunderson,	Laybourn,	Smith,	Witherstine,
Cooke,	Gunn,	McGowan,	Stephens,	Wright,
Dale,	Hackney,	Nelson,		

So the bill passed and its title was agreed to.

## FIRST READING OF HOUSE BILLS.

H. F. No. 67, A bill for an act fixing and regulating the salaries, compensation, duties and help of probate court in counties having, or which may hereafter have, a population of 200,000 inhabitants or over.

Was read the first time and referred to the Ramsey and Hennepin Delegation.

H. F. No. 152, A bill for an act to amend sections 4927 and 4930 of the Revised Laws of Minnesota for 1905, relating to the carnal knowledge of children and abduction,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 254, A bill for an act to prohibit the killing of prairie chickens and pinnated and sharp tailed grouse during the years 1907 and 1908,

Was read the first time and referred to the Committee on Game and Fish Laws.

H. F. No. 346, A bill for an act to amend section 1916 of the Revised Laws 1905, relating to the commitment of patients to hospitals or asylums for the insane, and providing for the establishment of detention hospitals therefor,

Was read the first time and referred to the Committee on Hospitals for Insane.

H. F. No. 349, A bill for an act to validate certain bonds heretofore purchased by the State Board of Investment with the funds of the State of Minnesota,

Was read the first time and referred to the Committee on Judiciary.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 78, 151, 158, 213, 376 and 374

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 5

Was read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 154, A bill for an act for the free education at the University of Minnesota, of soldiers who enlisted from Minnesota in the United States Army for the war of 1898 between the United States of America and the Kingdom of Spain, and were honorably discharged therefrom.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Dale,	Hanson, H. E.,	Nelson,	Thorpe,
Alderman,	Durment.	Hinton,	Pauly,	Vail,
Anderson,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Bedford,	Elwell,	Johnson, V. L.,	Robinson,	White,
Calhoun,	Farrington,	Johnston,	Sageng,	Wilson,
Campbell,	Fitzpatrick,	Laybourn,	Schaller,	Witherstine,
Canestorp,	Gunderson,	McColl,	Seward,	Works,
Canfield,	Hackney,	Moonan,	Stephens,	Wright,
Carpenter,	Hanson, A. L.,	Naeseth,	Sullivan.	

So the bill passed and its title was agreed to.

S. F. No. 144, A bill for an act to amend section 94 of the Revised Laws of 1905, relating to judges of the District Court,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Coller,	Gunderson,	Moonan,	Seward,
Alderman,	Dale,	Gunn,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hackney,	Nelson,	Thorpe,
Bedford,	Du Toit,	Hanson, A. L.,	Pauly,	White,
Campbell,	Elwell,	Hanson, H. E.,	Pugh,	Witherstine,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	Works,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wright,
Carpenter,	Fosseen,	Johnston,	Schaller,	

So the bill passed and its title was agreed to.

On motion of Mr. Sullivan the vote whereby S. F. No. 406 was passed be reconsidered and offers the following amendment :

Amend by adding the words "in the same county" between the words "city" and "now" in the fifth line of section one of said bill.

Adopted.

Mr. Sullivan moved

That the rules be suspended and that

S. F. No. 406, A bill for an act providing for the annexation of territory adjacent to cities now or hereafter having a population

of not more than twenty thousand (20,000) and not less than ten thousand (10,000) inhabitants,

Be read the third time and put upon its re-passage,

Which motion prevailed.

S. F. No. 406, A bill for an act providing for the annexation of territory adjacent to cities now or hereafter having a population of not more than twenty thousand (20,000) and not less than ten thousand (10,000) inhabitants,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Donaldson,	Gunn,	Naeseth,	Sullivan,
Bedford,	Dunn,	Hackney,	Nelson,	Sundberg,
Calhoun,	Durment,	Hanson, A. L.,	Poehler,	Thorpe,
Campbell,	Du Toit,	Hanson, H. E.,	Pugh,	White,
Canestorp,	Elwell,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Farrington,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Fosseen,	Johnston,	Schaller,	Works,
Coller,	Gunderson,	Moonan,	Seward,	Wright,
Dale,				

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Johnson, C. A., in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 175, 270 and 312,

H. F. No. 66,

Which they report back and recommend that they do pass.

Also

S. F. No. 105,

H. F. Nos. 170, 19, 85,

Upon which they report progress and ask leave to sit again.

Also

S. F. Nos. 110 and 8,

Which they report back and recommend that they be referred to the Insurance Committee and Finance Committee respectively, without losing their place on General Orders.

Also S. F. No. 192 to pass with the following amendments:

Amend the title by striking from the first line the words "of Minnesota for the year."

Amend section 1 by striking out the words and figures "chapter 28."

Also S. F. No. 194, to pass with the following amendments:

Amendments to S. F. No. 194, A bill for an act to amend subdivision 3 of section 409 of the Revised Laws of Minnesota for 1905, defining the powers of counties:

1. Strike out the words "in the order received" in the twentieth line, and insert in their place the words "and the one most favorable to the county accepted."

2. Add at the end of section 1:

*"Provided, further,* that in no case shall any such lands be disposed of, without there being reserved to the county any and all iron ore and other valuable minerals in and upon the same, with right to explore for, mine and remove same, nor shall such minerals and mineral rights be disposed of, either before or after disposition of the surface rights, otherwise than by mining lease, in similar general form to that provided by section 2491 of the Revised Laws of Minnesota for 1905 for mining leases affecting state lands, such lease to be for a term not exceeding fifty years and to be issued on a royalty basis, royalty to be not less than twenty-five cents per ton of 2,240 pounds, and to fix a minimum amount of royalty payable during each year, whether mineral is removed or not; *provided, further,* prospecting options for such mining leases may be granted for periods not exceeding one year, such options to require, among other things, periodical showings to the county board of the results of exploration work done."

3. Strike out the word "was," last word in the seventeenth line, and insert the word "if."

On motion of Mr. Johnson, C. A., the report of the committee was adopted.

On motion of Mr. Canestorp the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

### THIRTY-THIRD DAY.

ST. PAUL, THURSDAY, February 28, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotzbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Coller,	Gunn,	Moonan,	Smith,	Wright,
Cooke,	Hackney,			

Quorum present.

#### PETITIONS AND COMMUNICATIONS.

Mr. Canestorp offered—

A petition remonstrating against the passage of a proposed county local option law, from citizens of Traverse County,

Which was referred to the Committee on Temperance.

Mr. Briggs offered—

A petition remonstrating against the passage of a proposed county local option law, from citizens of Fillmore County,

Mr. Hanson, A. L., offered—

A petition relating to a proposed county local option law, from citizens of Beltrami County,

Which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Schaller moved that the Senate do now advise, consent to and confirm the following nomination of His Excellency the Governor:

##### INSPECTOR OF STEAM VESSELS AND STEAM BOILERS.

John H. Fahey, Inspector of Steam Vessels and Steam Boilers for the Twenty-first Senatorial District, for the term ending the 31st day of January, 1909.

Which motion prevailed.

Mr. Dunn offered the following resolution:

*Resolved*, That C. F. Swanson be and is hereby appointed janitor for the committee rooms and press gallery of the State Senate, from and after March 1st, 1907, at a compensation of \$5.00 per day,

Which was referred to the Committee on Legislative Expenses.

#### INTRODUCTION OF BILLS.

Mr. Elwell (by request) introduced—

S. F. No. 450, A bill for an act to amend chapter two hundred and seventy-three (273) of the General Laws of the State of Minnesota for one thousand nine hundred and five (1905), entitled An act to provide for the separation from villages of unplatted agricultural lands included within the corporate limits of such villages in certain cases,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Johnson, C. A., introduced—

S. F. No. 451, A bill for an act to authorize the alteration of contracts for the construction of drainage ditches in certain cases,

Which was read the first time and referred to the Committee on Drainage.

Mr. Hanson, H. E., introduced—

S. F. No. 452, A bill for an act to amend section one thousand five hundred and thirty-four (1534), Revised Laws one thousand nine hundred and five (1905),

Which was read the first time and referred to the Committee on Temperance.

The Judiciary Committee introduced—

S. F. No. 453 (substitute for S. F. Nos. 272 and 115), A bill for an act to provide for punishment of persons responsible for or contributing to the delinquency of children under the age of seventeen years and giving the juvenile courts jurisdiction over such offenses,

Which was read the first time.

Mr. Wilson moved—

That the rules be suspended and that

S. F. No. 453 (substitute for S. F. Nos. 272 and 115), A bill for an act to provide for punishment of persons responsible for or contributing to the delinquency of children under the age of seventeen years and giving the juvenile courts jurisdiction over such offenses,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 453

Was read the second time.

Mr. Wilson introduced—

S. F. No. 454, A bill for an act to amend chapter one hundred and six (106) of the Revised Laws one thousand nine hundred and five (1905), entitled "Jails, lockups and juvenile offenders,"

Which was read the first time and referred to the Ramsey, Hennepin and St. Louis County Delegations.

Mr. Hackney (by request) introduced—

S. F. No. 455, A bill for an act authorizing the use of abstracts of title as evidence in all cases where the question of title or any part thereof is involved,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Witherstine (by request) introduced—

S. F. No. 456, A bill for an act to provide for the imposition and collection of a proportionate earnings tax upon the gross earnings of all property within the State of Minnesota of all telephone companies or owners whose lines are in or extend into or through said state, in lieu of all other taxes,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Durment introduced—

S. F. No. 457, A bill for an act entitled An act to authorize any city in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants to acquire, construct, use and maintain, with suitable grounds, an auditorium building and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

Mr. Hinton introduced—

S. F. No. 458, A bill for an act to prohibit unfair discrimination between different sections, communities or localities, unfair competition and providing penalties therefor,

Which was read the first time and referred to the Committee on Illuminating Oils.

Mr. Collier introduced—

S. F. No. 459, A bill for an act to provide for the construction of a steel bridge across the Minnesota River on the state road be-

tween Scott and Sibley Counties, known as the Blakely and Huncak state road.

Which was read the first time and referred to the Committee on Roads and Bridges.

Messrs. Hall and Donaldson introduced—

S. F. No. 460, A bill for an act to appropriate money for the deepening, straightening and improving of Buffalo Creek,

Which was read the first time and referred to the Committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

S. F. No. 342, A bill for an act to enable the entomologist of the State Experiment Station to make detailed investigations leading to the control of insects affecting wheat, barley, rye, corn, clover and other Minnesota crops,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 272, A bill for an act to provide for the punishment of persons responsible for, or contributing to, the dependency or delinquency of children.

S. F. No. 311, A bill for an act to provide for punishment of persons responsible for or contributing to the delinquency of children under the age of seventeen years, and giving to the juvenile courts, established by chapter two hundred and eighty-five (285) of the General Laws of one thousand nine hundred and five (1905), jurisdiction over such offences,

Reports same back with the recommendation that the bill accompanying this report be substituted for and in place of said S. F. Nos. 272 and 311, and that it do pass, and that said S. F. Nos. 272 and 311 be recommended for indefinite postponement.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 115, A bill for an act giving authority to corporate authorities or judges of the district court in certain cases, and providing for the manner in which they shall dispose of and convey title to lands acquired under the act of Congress passed May 23d, A. D. 1854, entitled An act for the relief of the citizens of towns upon the lands of the United States under certain circumstances, and acts amendatory thereof.

S. F. No. 212, A bill for an act authorizing, empowering and directing any and all villages in the State of Minnesota to convey to such person, persons or party as may be entitled thereto, such land or lands as may have been acquired or may be held by any such village and which has been acquired by any corporate authorities of any town or the judge or judges of the county court for any county in the Territory or State of Minnesota under an act entitled "An act prescribing rules and regulations for the execution of the trust arising under the act of Congress entitled 'An act for the relief of citizens of towns upon lands of the United States under certain circumstances,'" passed March 3, 1855.

Reports said bills back with the recommendation that the bill accompanying this report, entitled "A bill for an act providing for the execution of the trust arising under the Act of Congress entitled 'An act for the relief of citizens of towns upon lands of the United States Under certain circumstances, and acts amendatory thereof, and giving authority to judges and corporate authorities to carry out such trust,'" be substituted in place of said S. F. Nos. 115 and 112 and do pass, and with the further recommendation that said S. F. Nos. 115 and 212 be indefinitely postponed.

#### INTRODUCTION OF BILLS.

The Judiciary Committee introduced—

S. F. No. 461 (substitute for S. F. Nos. 212 and 115), A bill for an act providing for the execution of the trust arising under the act of Congress entitled "An act for the relief of citizens of towns upon lands of the United States under certain circumstances and acts amendatory thereof, and giving authority to judges and corporate authorities to carry out such trust,"

Which was read the first time.

Mr. Schaller moved

That the rules be suspended and that

S. F. No. 461 (substitute for S. F. Nos. 212 and 115), A bill for an act providing for the execution of the trust arising under the act of Congress entitled "An act for the relief of citizens of and acts amendatory thereof, and giving authority to judges and corporate authorities to carry out such trust,"

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 461

Was read the second time.

Mr. Dale introduced—

S. F. No. 462, A bill for an act to amend section twenty-six (26) of chapter two hundred and thirty (230), General Laws of one thousand nine hundred and five (1905), relating to the repair of county ditches,

Which was read the first time and referred to the Committee on Drainage.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 419, A bill for an act permitting any weekly newspaper to change its office and place of publication within the same county without losing its standing as a legal newspaper,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 51, A bill for an act making certain contracts entered into with unlawful trusts and combinations within the meaning of section five thousand one hundred and sixty-eight (5168) of the Revised Laws of Minnesota of one thousand nine hundred and

five (1905), null and void; providing civil remedies in such cases, together with rules and pleadings and of evidence, and other procedure in reference thereto.

Reports same back with the recommendation that 500 copies of said bill be printed, and that the following amendment proposed by the author be incorporated into the printed bill, to-wit:

Strike out of the sixth, seventh and eighth lines of section 4 the following sentence: "The testimony so given shall not be used in any criminal action against such witness, nor in any action against him to recover a penalty or forfeiture," and insert in lieu thereof the following: "No person so testifying shall be liable to any prosecution or punished for any offense concerning which he was required to testify, or concerning which he was required to furnish documentary evidence," and that said bill be referred back to the Judiciary Committee,

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 297, A bill for an act to amend section three thousand four hundred and fifty-three (3453), Revised Laws one thousand nine hundred and five (1905), relating to the area of homestead exemptions,

Reports same back with the recommendation that section 1 thereof be amended by striking out of the second line the word "over," and by inserting after the word "inhabitants" the words "or over," and by striking out of the eighth line the word "one-fourth," and inserting in lieu thereof the word "one-third" and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 79, A bill for an act to amend section two thousand eight hundred and seventy-three (2873), of chapter fifty-eight (58), of the Revised Statutes of Minnesota, one thousand nine hundred and five (1905), relating to the filing of corporation certificates with the Secretary of State, so as to exempt local Building and Loan Associations from the payment of fees.

Reports same back with the recommendation that the title of said bill be amended by striking out of the first line thereof the words and figures "of chapter 58;" by striking out of the second line of said title the words "Statutes of Minnesota" and substituting in lieu thereof the word "Law." That section 1 of said bill be amended by striking out of the first line the words and figures "of chapter 58"; and by striking out of the second line thereof the words "Statutes of Minnesota" and inserting in lieu thereof the word "Laws"; and by striking out of the fourth line thereof the word "fees," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 359, A bill for an act to amend section three thousand two hundred and thirty-eight (3238) Revised Laws one thousand nine hundred and five (1905), relating to the ownership of real estate in the State of Minnesota, and to the quantity of land which corporations may acquire, hold and own."

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 187, A bill for an act to amend section four thousand three hundred and eighty-nine (4389), Revised Laws one thousand nine hundred and five (1905), relating to the filing of lis pendens in actions relating to real property.

Reports same back with the recommendation that section 1 thereof be amended by striking out of the sixth line thereof the words "issuing the summons" and inserting in lieu thereof the words "filing the complaint," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 87, A bill for an act to amend section four thousand five hundred and one (4501), of the Revised Laws of one thousand nine hundred and five (1905).

Reports same back with the recommendation that section 1 thereof be amended by striking out of the third line the words "Foreclosure or execution sale—Taxes and insurance," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 45, A bill for an act limiting the time within which real estate mortgages may be foreclosed when the date of maturity is not stated in the mortgage.

Reports same back with the recommendation that section 2 thereof be amended by striking out the word and figures "September 1st, 1907," and inserting in lieu thereof the words and figures "January 1st, 1908," and that when so amended the bill do pass.

Adopted.

Mr. Fitzpatrick, from the Committee on Public Parks, to which was referred—

S. F. No. 331, A bill for an act to appropriate money for the improvement, care and maintenance of the State Park, Dalles of St. Croix,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Cook, from the Committee on Game and Fish Laws, to which was referred—

H. F. No. 269,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Nelson, from the Committee on Dairy Products and Live Stock, to which was referred—

S. F. No. 375, A bill for an act entitled an act to amend Section one thousand seven hundred forty-three (1743), Revised Laws, one

thousand nine hundred five (1905), relating to the standard measures and tests for milk and cream,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Nelson, from the Committee on Dairy Products and Live Stock, to which was referred—

S. F. No. 385,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 292, A bill for an act to regulate the practice of veterinary medicine, surgery and dentistry,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

H. F. No. 89, A bill for an act to repeal chapter one hundred and seven (107), Special Laws one thousand eight hundred and eighty-one (1881), entitled "An act to regulate the salaries, compensations and fees of county officers of Goodhue County.

Reports the same back with the recommendation that it be referred to the Committee on Towns and Counties.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 329, A bill for an act to appropriate money out of the general revenue fund to aid in building and repairing bridges and in constructing and repairing highways in this state,

Reports the same back with the recommendation that the bill do pass.

Adopted.

On motion of Mr. Stephens S. F. No. 342 was referred to the Finance Committee.

#### SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. Nos. 45, 79, 87, 187, 292, 297, 329, 331, 359, 375, 385 and 419

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 269

Was read the second time.

On motion of Mr. Calhoun, S. F. No. 356 was referred to the Committee on Insurance, without losing its place on General Orders.

#### THIRD READING OF SENATE BILLS.

S. F. No. 270, A bill for an act to appropriate money for the purpose of purchasing seed grain for farmers whose crops were destroyed in whole or in part by excess rainfall in the years 1905 and 1906, and to provide for the manner of its distribution and the repayment of the same,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Nelson,	Sullivan,
Alderman,	Cooke,	Hall,	Poehler,	Sundberg,
Anderson,	Dale,	Hanson, A. L.,	Pugh,	Swanson,
Bedford,	Donaldson,	Hanson, H. E.,	Putnam,	Weis,
Briggs,	Dunn,	Johnson, C. A.,	Robinson,	White,
Calhoun,	Durment,	Johnson, V. L.,	Sageng,	Wilson,
Campbell,	Elwell,	Johnston,	Schaller,	Witherstine,
Canestorp,	Farrington,	Laybourn,	Seward,	Works,
Canfield,	Fitzpatrick,	McColl,	Smith,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 280, A bill for an act to amend sections one (1) and two (2) of chapter one hundred and eighty-six (186) of the General Laws of Minnesota for one thousand nine hundred and five (1905), relating to the use of seines in fishing,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, H. E.,	Peterson,	Sundberg,
Alderman,	Donaldson,	Hinton,	Poehler,	Swanson,
Bedford,	Dunn,	Johnson, C. A.,	Pugh,	Thorpe,
Briggs,	Durment,	Johnson, V. L.,	Putnam,	White,
Calhoun,	Farrington,	Johnston,	Robinson,	Wilson,
Campbell,	Fitzpatrick,	Laybourn,	Sageng,	Witherstine,
Canfield,	Gunderson,	Moonah,	Schaller,	Works,
Carpenter,	Hall,	Naeseth,	Seward,	Wright,
Cooke,	Hanson, A. L.,	Nelson,	Sullivan,	

So the bill passed and its title was agreed to.

S. F. No. 319, A bill for an act to amend section one thousand nine hundred and twenty-nine (1929), Revised Laws one thousand nine hundred and five (1905), relating to Minnesota Sanitarium for Consumptives,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunderson,	Nelson,	Sundberg,
Alderman,	Dale,	Hall,	Poehler,	Swanson,
Anderson,	Donaldson,	Hanson, A. L.,	Pugh,	Weis,
Bedford,	Durment,	Hanson, H. E.,	Sageng,	White,
Briggs,	Du Toit,	Hinton,	Schaller,	Wilson,
Campbell,	Elweli,	Johnson, C. A.,	Seward,	Witherstine,
Canestorp,	Farrington,	Johnson, V. L.,	Stephens,	Works,
Cashman,	Fitzpatrick,	Johnston,	Sullivan,	Wright,
Clague,				

So the bill passed and its title was agreed to.

## THIRD READING OF HOUSE BILLS.

H. F. No. 91, A bill for an act to prohibit the manufacture, use and sale of blank cartridges, certain fire crackers and certain other explosives,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 48 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Glottbach,	Moonan,	Seward,
Alderman,	Clague,	Gunderson,	Naeseth,	Sullivan,
Anderson,	Coller,	Gunn,	Nelson,	Sundberg,
Bedford,	Dale,	Hackney,	Pauly,	Swanson,
Briggs,	Donaldson,	Hanson, A. L.,	Peterson,	Thorpe,
Calhoun,	Durment,	Hinton,	Pugh,	Wilson,
Campbell,	Du Toit,	Johnson, C. A.,	Robinson,	Witherstine,
Canestorp,	Elwell,	Johnson, V. L.,	Sageng,	Works,
Canfield,	Farrington,	Johnston,	Schaller,	Wright,
Carpenter,	Fitzpatrick,	Laybourn,		

So the bill passed and its title was agreed to.

Mr. Johnson, C. A., offered the following amendments to S. F. No. 103, and moved a suspension of the rules.

Amend section 3 by striking out lines 1, 2 and 3 thereof and inserting in lieu thereof the following:

“Sec. 3. Nothing in this act shall be so construed as to prohibit owners of hunting dogs, wolf hounds, shepherd dogs or any useful dog from permitting the same to run at large.”

Amend section 4 by adding thereto the following: But nothing herein contained shall be so construed as to authorize the killing of any dog not a public nuisance within the meaning of and as defined by section 2789, Revised Laws 1905.

The question being taken on the suspension of the rules,

And the roll being called there were yeas 23 and nays 34, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunn,	Johnston,	Poehler,
Campbell,	Dale,	Hall,	Moonan,	Putnam,
Canfield,	Dunn,	Hanson, H. E.,	Naeseth,	Schaller,
Carpenter,	Elwell,	Hinton,	Peterson,	Witherstine,
Cashman,	Glottbach,	Johnson, C. A.,		

Those who voted in the negative were :

Calhoun,	Farrington,	Johnson, V. L.,	Robinson,	Thorpe,
Canestorp,	Fitzpatrick,	Laybourn,	Sageng,	Weis,
Coller,	Fosseen,	McColl,	Seward,	White,
Cooke,	Gunderson,	McGowan,	Smith,	Wilson,
Donaldson,	Hackney,	Nelson,	Stephens,	Works,
Durment,	Hanson, A. L.,	Pauly,	Sundberg,	Wright,
Du Toit,	Hardy,	Pugh,	Swanson,	

So the rules were not suspended and the amendments did not prevail.

### THIRD READING OF SENATE BILLS.

S. F. No. 103, A bill for an act for the protection against the spread of rabies by dogs.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 20 and nays 41, as follows :

Those who voted in the affirmative were :

Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Thorpe,
Coller,	Fosseen,	Laybourn,	Smith,	White,
Cooke,	Gunderson,	Pugh,	Sundberg,	Wilson,
Durment,	Hanson, A. L.,	Robinson,	Swanson,	Witherstine,

Those who voted in the negative were :

Ahmann,	Clague,	Hackney,	McGowan,	Schaller,
Alderman,	Dale,	Hall,	Moonan,	Seward,
Bédford,	Donaldson,	Hanson, H. E.,	Naeseth,	Stephens,
Briggs,	Dunn,	Hardy,	Nelson,	Sullivan,
Calhoun,	Du Toit,	Hinton,	Pauly,	Vail,
Campbell,	Farrington,	Johnson, C. A.,	Peterson,	Weis,
Canfield,	Glotsbach,	Johnston,	Poehler,	Works,
Carpenter,	Gunn,	McColl,	Putnam,	Wright,
Cashman,				

So the bill was lost.

### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled—

S. F. Nos. 60, 24, 80 and 132,

Which report was agreed to.

## MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, February 28, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state

S. F. No. 268, An act to repeal chapter 305, of the Special Laws of 1879.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Coller in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 69, 326, 397, 411,

H. F. Nos. 170, 19, 85,

Which they report back and recommend that they do pass.

Also

S. F. Nos. 231, 55, 305, 364, 379,

Upon which they report progress and ask leave to sit again.

Also

S. F. No. 380,

Which they report back and recommend that it be referred to the Committee on Education without losing its place on General Orders.

Also S. F. No. 402, to which the following amendments were adopted, with the recommendation that the bill be re-referred to the Judiciary Committee without losing its place on General Orders.

Amend S. F. No. 402 by striking out of the eighth line of the printed bill the following words: "or if the appeal is taken by the complainant."

Amend by striking out of line nine of printed bill the word "him" and insert in lieu thereof the following words, "the parties of record."

On motion of Mr. Coller the report of the committee was adopted.

On motion of Mr. Witherstine the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## THIRTY-FOURTH DAY.

ST. PAUL, FRIDAY, March 1st, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Witherstine,
Cashman,	Glotsbach,	McColl,	Schaller,	Works,
Clague,	Gunderson,	McGowan,	Seward,	Wright,
Collier,	Gunn,			

Quorum present.

Mr. Wilson excused.

Mr. Calhoun moved that S. F. No. 176 be taken from the table and placed on the calendar.

Which motion prevailed.

Mr. Robinson moved that S. F. No. 386 be returned to its author.

Which motion prevailed.

## PETITIONS AND COMMUNICATIONS.

Mr. Sundberg offered—

A petition relating to a proposed County Local Option Law from citizens of Kittson County.

Which was referred to the Committee on Temperance.

## INTRODUCTION OF BILLS.

Mr. Robinson introduced—

S. F. No. 463, A bill for an act relating to the quarantine of animals afflicted with a communicable disease, and providing penalties for violation.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. DuToit introduced—

S. F. No. 464, A bill for an act to amend section three (3) of chapter two hundred and thirty (230), General Laws of Minnesota for one thousand nine hundred and five (1905), relating to proceedings for drainage of lands and meandered bodies of water.

Which was read the first time and referred to the Committee on Drainage.

Mr. Putnam introduced—

S. F. No. 465, A bill for an act entitled an act providing for the acceptance and administration of gifts, bequests, devises and endowments in aid or for the benefit of educational, charitable and other institutions maintained by the State of Minnesota.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 466, A bill for an act to prohibit the use of deception, misrepresentation, false advertising, false pretenses and unlawful force in the procuring employees to work in any department of labor in this state, and fixing penalties, criminal and civil, for a violation thereof.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dale introduced—

S. F. No. 467, A bill for an act to amend Section four (4) of subdivision Chapter two (2), of Chapter thirty-one (31), General Laws of Minnesota for the year one thousand eight hundred

and seventy (1870), providing for the election of one alderman at large in cities,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Sundberg introduced—

S. F. No. 468, A bill for an act to perfect the organization of the Minnesota State Forestry Board.

Which was read the first time.

Mr. Sundberg moved

That the rules be suspended and that

S. F. No. 468, A bill for an act to perfect the organization of the Minnesota State Forestry Board.

Be read the second and third times and placed on its final passage.

Which motion prevailed.

S. F. No. 468.

Was read the second time.

S. F. No. 468, A bill for an act to perfect the organization of the Minnesota State Forestry Board.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunderson,	Johnson, V. L.,	Smith,
Alderman,	Donaldson,	Gunn,	Naeseth,	Sullivan,
Anderson,	Dunn,	Hackney,	Peterson,	Sundberg,
Briggs,	Durment,	Hall,	Pugh,	Swanson,
Calhoun,	Du Toit,	Hanson, A. L.,	Putnam,	Thorpe,
Campbell,	Farrington,	Hardy,	Robinson,	Vail,
Canfield,	Fitzpatrick,	Hinton,	Sageng,	Weis,
Carpenter,	Fosseen,	Johnson, C. A.,	Seward,	Wright,
Cashman,	Glotsbach,			

So the bill passed and its title was agreed to.

Mr. Sullivan introduced—

S. F. No. 469, A bill for an act providing for the establishment and maintenance of county schools of agriculture, industrial science, manual training and training for school teachers and appropriating money therefor.

Which was read the first time and referred to the Committee on Education.

Mr. Schaller introduced—

S. F. No. 470, A bill for an act to provide for and regulate the maintenance of actions upon policies of insurance issued to employers and insuring such employers for damages resulting from injuries to their employees.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hinton introduced—

S. F. No. 471, A bill for an act to amend Section four thousand two hundred and fifty-three (4,253), Revised Laws, one thousand nine hundred and five (1905), relating to judgment in justices' municipal and district courts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hinton introduced—

S. F. No. 472, A bill for an act to amend subdivision sixteen (16) of Section four thousand three hundred and seventeen (4317), Revised Laws, one thousand nine hundred and five (1905), relating to exemptions.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Cashman introduced—

S. F. No. 473, A bill for an act to empower cities and villages in this state to appoint inspectors of gas, electric light, heat and water meters, and to provide for their compensation.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Vail introduced—

S. F. No. 474, A bill for an act to amend Section twenty-one (21) of Chapter two hundred and forty-four (244), of the Laws of one thousand nine hundred and five (1905), relating to the sale of timber on state lands and defining trespass thereon.

Which was read the first time and referred to the Committee on Logs and Lumber.

#### REPORTS OF STANDING COMMITTEES.

Mr. Schaller, from the Committee on Forestry and Fire Protection, to whom was referred—

S. F. No. 360, A bill for an act to amend section two thousand five hundred and thirteen of the Revised Laws of Minnesota one thousand nine hundred and five (1905), setting apart certain tax title lands for forest reserve and to appropriate money therefor,

Have had the same under consideration and recommend the following amendments:

1. Amend by striking out in line three of Section one (1), the words "Tax Title Lands, How Set Apart."

2. Also amend by inserting after the word "delinquent," in line five of Section one (1), the words "and which."

3. Also amend by striking out the period at the end of the first sentence, and by striking out the two words "the same," in line seven of Section one (1).

4. Also insert after the word "amount" in line twenty-one of Section one (1), the words "and the amount necessary for serving notice of expiration of the period of redemption."

5. Amend by inserting the following:

"Sec. 2. So much of Chapter eleven (11), of the Revised Laws of Minnesota for 1905, as is inconsistent with this act is hereby repealed."

With these amendments the committee recommends the passage of the bill.

Adopted.

Mr. Carpenter, from the Committee on Legislative Expenses, to which was referred resolution introduced by Mr. Dunn (by request):

*“Resolved, That C. F. Swanson be and is hereby appointed janitor for the committee rooms and press gallery of the State Senate, from, and after March 1st, 1907, at a compensation of five (\$5) dollars per day,”*

Reports the same back with a recommendation that it be adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 34 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Johnston,	Seward,
Alderman,	Cashman,	Gunn,	Moonan,	Smith,
Anderson,	Donaldson,	Hall,	Naeseth,	Sullivan,
Briggs,	Dunn,	Hanson, A. L.,	Nelson,	Vail,
Calhoun,	Du Toit,	Hardy,	Pauly,	White,
Campbell,	Fitzpatrick,	Hinton,	Pugh,	Wright,
Canfield,	Glotsbach,	Johnson, V. L.,	Robinson,	

Those who voted in the negative were:

Sageng, Works,

So the resolution was adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 381, A bill for an act to establish a free employment bureau in cities of fifty thousand (50,000) inhabitants, or over, and to provide for the conduct and maintenance of the same,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 283, A bill for an act to amend section one hundred and twenty-five (125) of chapter five (5) of the Revised Statutes of one thousand nine hundred and five (1905), relating to Municipal Courts,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 236, A bill for an act to establish a Municipal Court in the Village of International Falls in the County of Koochiching and State of Minnesota.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

H. F. No. 164, A bill for an act to amend chapter two hundred and ninety-one (291) of the General Laws of one thousand nine hundred and three (1903), the same being an act establishing municipal courts in villages having a population of more than two thousand (2,000) and less than three thousand (3,000) inhabitants, in all counties whose population is more than fifty thousand (50,000) and less than one hundred and fifty thousand (150,000) according to the U. S. Census for the year one thousand nine hundred (1900).

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Gunderson, from the Committee on Claims, to which was referred—

H. F. No. 234, A bill for an act to amend sub-division 43 of chapter 337, of the Laws of 1905, appropriating money for the relief of Emma Middlemist.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Gunderson moved

That the rules be suspended and that

H. F. No. 234, A bill for an act to amend subdivision forty-three (43) of Chapter three hundred and thirty-seven (337), of the Laws of one thousand nine hundred and five (1905), appropriating money for the relief of Emma Middlemist.

Be read the second and third times and placed on its final passage.

Which motion prevailed.

H. F. No. 234,

Was read the second time.

H. F. No. 234, A bill for an act to amend subdivision forty-three (43) of Chapter three hundred thirty-seven (337), of the Laws of one thousand nine hundred and five (1905), appropriating money for the relief of Emma Middlemist.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glotsbach,	Nelson,	Sullivan,
Alderman,	Cooke,	Gunderson,	Pugh,	Sundberg,
Anderson,	Dale,	Hall,	Putnam,	Thorpe,
Bedford,	Durment,	Hanson, H. E.,	Robinson,	Weis,
Briggs,	Du Toit,	Hardy,	Sageng,	White,
Campbell,	Farrington,	Johnson, C. A.,	Schaller,	Witherstine,
Canestorp,	Fitzpatrick,	Laybourn,	Seward,	Wright,
Canfield,	Fosseen,	Moonan,	Smith,	

So the bill passed and its title was agreed to.

Mr. Gunderson, from the Committee on Claims, to which was referred—

S. F. No. 278, A bill for an act to appropriate \$18.66 for the relief of E. S. Bowdish for service in the Indian War of 1862,

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 173, A bill for an act to regulate the Investment of Funds and the Real Estate Holdings of Life Insurance Companies.

Reports the same back with the recommendation that it be amended by striking out the word "two" where same occurs in lines 14 and 15 of Section 2 of the bill, and insert the word "five," and when so amended, that the same do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 145, A bill for an act relating to the provisions of life insurance policies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 392, A bill for an act to amend section one thousand six hundred and sixty-five (1665), Revised Laws one thousand nine hundred and five (1905), relating to town and farmers' mutual insurance companies.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 165, A bill for an act regulating the retirement of capital stock of Life Insurance Companies, in certain cases.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 396, A bill for an act to provide for the imposition

and collection of an interest charge on delinquent taxes due from companies, corporations or joint stock associations doing business in the State of Minnesota and paying taxes on a gross earnings basis,

Reports the same back with the recommendation that said bill be amended by striking out the word and figures "15," where they occur in the last line of section 1, and inserting in lieu thereof the word and figures "12."

2. By adding to section 1 the words "until paid," and that when so amended, said bill do pass.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 273, A bill for an act to amend section one thousand and thirty-four (1034), Revised Laws one thousand nine hundred and five (1905), relating to the taxation of telegraph companies.

Reports the same back with the recommendation, that said bill be amended as follows:

1. By striking out the words "March 1st," where they occur in line 4, of Section 1, and inserting in lieu thereof the words "January 1st."

"If the taxes hereby imposed shall not be paid into the state treasury on or before March first, the taxes shall be deemed delinquent, and a penalty of ten per cent of the amount of said taxes shall be once attached. In addition to said penalty the taxes due from any such telegraph company shall draw interest from the time when the same became due until the same are paid at the rate of one (1) per cent per month, which penalty and interest shall be paid at the time and in the same manner as said taxes,"

And that when so amended said bill do pass.

Adopted.

Mr. Smith, of the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 27, A bill for an act to create a State Board of Tax Commissioners and defining their duties and compensation.

Reports the same back with the recommendation that the attached bill be substituted therefor, and that said substitute bill do pass.

#### INTRODUCTION OF BILLS.

Mr. Sullivan introduced—

S. F. No. 475, (substitute for S. F. No. 27), A bill for an act to create a permanent State Tax Commission, defining the duties of said commission and making an appropriation therefor.

Which was read the first time.

Mr. Sullivan moved

That the rules be suspended and that

S. F. No. 475, (substitute for S. F. No. 27), A bill for an act to create a permanent State Tax Commission, defining the duties of said commission and making an appropriation therefor.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 475,

Was read the second time.

#### REPORTS OF STANDING COMMITTEES.

Mr. Elwell, from the Committee on University and University Lands, to which was referred—

S. F. No. 433, A bill for an act to accept donations for hospital buildings and equipment for the University of Minnesota, and to accept donations and acquire site for same.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Elwell, from the Committee on University and University Lands, to which was referred—

S. F. No. 373, A bill for an act to authorize the Board of Regents of the State University to acquire property for the use thereof, issue certificates of indebtedness and levying a tax to pay for same.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 233, A bill for an act to prescribe the effect to be given to certificates heretofore made and recorded under the provisions of chapter twenty-five (25), General Laws of Minnesota for the year one thousand eight hundred and ninety-one (1891), the same being "An act relative to plats of towns and cities in this state and of additions to and subdivisions thereof and the correction and legalization of the same," and to the record of such certificates.

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 317, A bill for an act to amend section four hundred and thirty-three (433), Revised Laws one thousand nine hundred and five (1905), relating to the annual statement of the Board of County Commissioners,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 369, A bill for an act to determine the amount to be allowed for clerk hire in the offices of County Auditors, in counties of this State containing 75 or more Congressional Townships of

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Johnson, C. A., from the Committee on Hospital on Insane, to which was referred—

H. F. No. 346, A bill for an act to amend section 1916 of Revised Laws 1905, relating to the commitment of patients to hospitals or asylums for insane, and providing for the establishment of detention hospitals therefor,

Reports the same back with the recommendation that same be amended as follows:

Amend by striking out all of Section 2 of the proposed bill and insert in lieu thereof the following:

"Section 2. Whenever one or more of the detention hospitals herein provided for is complete and ready for occupancy, all commitments from the district in which such completed detention hospital or hospitals is situated, as established by the State Board of Control under section 1916, Revised Laws, 1905, shall be made thereto."

Adopted.

Mr. Johnson, A. C., from the Committee on Hospital for Insane, to which was referred—

S. F. No. 389, A bill for an act to provide for the erection, equipment and maintenance of an asylum for mentally infirm and dangerous persons, and the commitment and transfer of such persons thereto, and regulating their confinement therein,

Reports the same back with the recommendation, that it be amended as follows:

Amend Section 1 by inserting in the third line after the word "Hospital," the words "at St. Peter," and by striking out the words in the third line of said section "or asylum for the insane or State Prison." Amend further by striking out all of Section 9 then renumber Section "10" to read "Section 9," and renumber Section "11" to read "Section 10," and that when so amended the bill do pass.

Adopted.

Mr. Schaller moved that S. F. No. 213 be taken from General Orders and be referred to the Judiciary Committee.

Which motion prevailed.

## SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 145, 165, 173, 236, 273, 283, 317, 360, 369, 373, 381, 392, 396, 433, 389,

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 233, 346,

Were read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 194, A bill for an act to amend subdivision 3 of Section 409, Revised Laws 1905, defining the powers of counties,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hackney,	McColl,	Smith,
Anderson,	Dale,	Hall,	McGowan,	Stephens
Bedford,	Donaldson,	Hanson, A. L.,	Poehler,	Sullivan,
Briggs,	Elwell,	Hardy,	Pugh,	Thorpe,
Calhoun,	Fitzpatrick,	Hinton,	Putnam,	Weis,
Campbell,	Glotzbach,	Johnson, C. A.,	Robinson,	White,
Canfield,	Gunderson,	Johnston,	Schaller,	Wagnerstine,
Carpenter,	Gunn,	Laybourn,	Seward,	Wright,

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 175, A bill for an act to amend section 109, Revised Laws 1905, relating to searching of District Court records and public inspection thereof,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	Nelson,	Stephens,
Alderman,	Donaldson,	Hardy,	Poehler,	Sullivan,
Anderson,	Durment,	Hinton,	Pugh,	Sundberg,
Bedford,	Elwell,	Johnston,	Putnam,	Swanson,
Briggs,	Fitzpatrick,	Laybourn,	Robinson,	Vail,
Campbell,	Glotzbach,	McColl,	Schaller,	Witherstine,
Canestorp,	Gunderson,	Moonan,	Seward,	Wright,
Cashman,	Gunn,	Naeseth,	Smith,	

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS.

Mr. Seward introduced—

S. F. No. 477, A bill for an act to appropriate money to aid in the construction of roads and bridges in the town of Lake Benton, in the County of Lincoln,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Seward introduced—

S. F. No. 476, A bill for an act to appropriate money to aid in the construction of roads and bridges in the town of Diamond Lake, in the County of Lincoln,

Which was read the first time and referred to the Committee on Roads and Bridges.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 1, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate Files:

S. F. No. 60, An act creating a fund and providing for the disbursements thereof, for pensions and relief by fireman's relief associations, in cities having a population of more than fifty thousand inhabitants.

S. F. No. 24, An act to prohibit the desecration of Memorial Day, and provide for punishment thereof.

S. F. No. 80, An act to require town clerks to report names and addresses of newly elected town officers.

S. F. No. 132, An act to amend section 2019, Chapter 28, Revised Laws of Minnesota for 1905, relating to transfer facilities of railroads.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. McGowan in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 379, 364,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 104, 157, 295, 55, 305, 364,

H. F. Nos. 26, 204, 5,

Upon which they report progress and ask leave to sit again.

Also,

H. F. No. 149,

Which they report back and recommend that it be referred to the Judiciary Committee.

Also,

S. F. No. 231, to pass, with the following amendments:

Amend S. F. No. 231, A bill for an act to amend Chapter 26 of the Revised Laws of Minnesota, 1905, by adding thereto a further section to be known as section 1937-a, requiring the attendance upon school of deaf children or youth.

Amend S. F. 231,

Section 1. That Chapter 26 of the Revised Laws 1905, be and the same is hereby amended by adding thereto a further section to be known as section 1937-a and which said section shall read as follows :

Amend S. F. No. 231, by striking out of the bill all of lines 15, 16 and 17 and inserting in lieu thereof the following: "3. That the child is efficiently taught for the scholastic year in a private or other school or by a private tutor the branches taught in the public schools so far as possible.

On motion of Mr. McGowan the report of the committee was adopted.

Mr. Thorpe moved that when the Senate adjourn it adjourn until Monday evening, March 4th, at 8 o'clock.

The question being taken on the motion to adjourn,

And the roll being called there were yeas 42 and nays 7, as follows :

Those who voted in the affirmative were :

Ahmann,	Dale,	Hall,	Naeseth,	Sundberg,
Alderman,	Donaldson,	Hanson, H. E.,	Peterson,	Swanson,
Anderson,	Dunn,	Hinton,	Poehler,	Thorpe,
Briggs,	Durment,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Fosseen,	Johnson, V. L.,	Schaller,	Weis,
Canfield,	Glotsbach,	Johnston,	Smith,	White,
Carpenter,	Gunderson,	Laybourn,	Stephens,	Witherstine,
Coller,	Gunn,	McGowan,	Sullivan,	Wright,
Cooke,	Hackney,			

Those who voted in the negative were :

Canestorp,	Fitzpatrick,	Sageng,	Seward,	Works,
Cashman,	Robinson,			

So the motion was adopted.

On motion of Mr. Thorpe the Senate adjourned until Monday evening, March 4th, at 8 o'clock.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

## THIRTY-FIFTH DAY.

ST. PAUL, MONDAY, March 4, 1907.

The Senate met at 8 o'clock P. M. and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Hackney,	Moonan,	Stephens,
Alderman,	Dale,	Hall,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Poehler,	Swanson
Calhoun,	Elwell,	Hinton,	Pugh,	Weis,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Putnam,	White,
Canestorp,	Fosseen,	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Glotsbach,	Johnston,	Sageng,	Witherstine,
Cashman,	Gunderson,	Laybourn,	Seward,	Works,
Clague,	Gunn,	McColl,	Smith,	

Quorum present.

Messrs. Briggs, Carpenter, Collier, Durment, Du Toit, Farrington, Hardy, McGowan, Pauly, Peterson, Schaller, Thorpe, Vail and Wright were excused.

## PETITIONS AND COMMUNICATIONS.

A communication from the State Conference of Charities and Corrections relative to the establishment of Detention Homes for Juveniles under the probation ward care of Juvenile Courts, was referred to the delegations from Ramsey, Hennepin and St. Louis counties.

A communication from citizens of St. Paul relative to the arrest of certain officers of the Western Federation of Miners was referred to the Judiciary Committee.

A communication from R. Sayre & Co., Chicago, Ill., relative to the prevention of the exhaustion of the fertility of the soil was referred to the Committee on Agriculture and Horticulture.

Mr. Hanson, A. L., offered a petition relative to a proposed County Local Option Law, from citizens of Clearwater county,

Which was referred to the Committee on Temperance.

Mr. Sageng offered a petition relative to a proposed County Local Option Law, from citizens of Otter Tail county,

Which was referred to the Committee on Temperance.

Messrs. Gunderson, Donaldson and Clague offered petitions remonstrating against the passage of a proposed County Local Option Law,

Which was referred to the Committee on Temperance.

#### INTRODUCTION OF BILLS.

Mr. Canestorp introduced—

S. F. No. 478, A bill for an act to amend section seven hundred eleven (711) of the Revised Laws of one thousand nine hundred five (1905), relating to village officers,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Canfield (by request) introduced—

S. F. No. 479, A bill for an act to regulate the location of livery, feed and sale stables in cities of the fourth class,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Nelson introduced—

S. F. No. 480, A bill for an act to provide for the erection and maintenance of guide posts and guide boards at points where public roads cross or branch in different directions, and providing a penalty for the effacement and injury of the same,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Weis introduced—

S. F. No. 481, A bill for an act to amend section one thousand nine hundred fifty-three (1953), Revised Laws one thousand nine

hundred five (1905), relating to bonds of trustees of Cemetery Associations,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Seward introduced—

S. F. No. 482, A bill for an act to appropriate money to aid in the construction of roads and bridges in the town of Marble in the County of Lincoln,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Seward introduced—

S. F. No. 483, A bill for an act to appropriate money to aid in the construction of roads and bridges in the town of Royal in the County of Lincoln,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. McColl introduced—

S. F. No. 484, A bill for an act entitled an act to authorize any city in the State of Minnesota now or hereafter having a population of over fifty thousand (50,000) inhabitants to provide necessary funds for the support and maintenance of its police department and fix the maximum expenditure each year therefor,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

Mr. Witherstine introduced—

S. F. No. 485, A bill for an act to amend sections two thousand three hundred twenty-eight (2328), two thousand three hundred thirty-five (2335), two thousand three hundred forty (2340), two thousand three hundred forty-one (2341) and to repeal section two thousand three hundred thirty-four (2334) of chapter thirty-five (35) of the Revised Laws of one thousand nine hundred five (1905), relating to the licensing of pharmacists by the State Board of Pharmacy and to appropriate money for the expenses and support of the Board of Pharmacy,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

REPORTS OF STANDING COMMITTEES.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 438, A bill for an act to fix the hours during which the polls shall be open for the holding of school elections in certain independent school districts in the State of Minnesota,

Reports the same back with the recommendation that it be referred to the Duluth Delegation.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 412, A bill for an act to repeal section three hundred fifty (350) and section three hundred fifty-eight (358), Revised Laws one thousand nine hundred five (1905), relating to filing affidavits of expenditures in elections,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 71, A bill for an act prohibiting donations to political parties, committees or candidates by certain corporations, etc.,

Reports the same back with the recommendation that the same be indefinitely postponed.

Adopted.

Mr. Cook, from the Committee on Game and Fish Laws, to which was referred—

S. F. No. 222, A bill for an act to locate and establish the third state fish hatchery in the township of Deerwood at or within two miles of Deerwood postoffice in the County of Crow Wing, and to empower, authorize and direct the Board of Game and Fish

Commissioners in the State of Minnesota to acquire a site therefor and to equip, develop and maintain the same, and to appropriate money therefor.

Reports the same back with the recommendation that it be amended:

That section 4 be amended so as to read as follows:

Sec. 4. There is hereby appropriated out of the general revenue fund in the State Treasury not otherwise appropriated, the sum of six thousand (6,000) dollars for the purposes of this act.

Reports the same back with the recommendation that when so amended it do pass.

Adopted.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

S. F. No. 94, A bill for an act to provide for the establishment and maintenance of an additional branch school of agriculture and to appropriate money therefor.

Reports the same back with the recommendation that it do pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 94, 222, 412,

Were read the second time.

On motion of Mr. Cooke the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## THIRTY-SIXTH DAY.

ST. PAUL, TUESDAY, March 5, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotsbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Collier,	Gunn,	Moonan,	Smith,	Wright,
Cooke,	Hackney,			

Quorum present.

Mr. Briggs excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Hinton offered—

A petition relating to the construction of a steel bridge across inlet of Tuttle Lake in Martin county,

Which was referred to the Committee on Roads and Bridges.

A petition favoring S. F. No. 100, relating to the proposed state industrial school for girls.

Was referred to the Committee on State Training School.

A petition from Methodist ministers' meeting, Minneapolis, relating to a proposed County Local Option Law.

Was referred to the Committee on Temperance.

Messrs. Nelson, Fosseen, Witherstine and Hanson, A. L., offered petitions relating to a proposed County Local Option Law, which were referred to the Committee on Temperance.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 4, A bill for an act to amend Section 25 Chapter 3, of the Revised Laws of Minnesota for 1905, relating to amendments to the state constitution.

H. F. No. 278, A bill for an act for a memorial to Congress of the United States in regard to calling a convention to propose an amendment to the constitution of the United States, providing for the election of United States Senators by a direct vote of the people.

Also the passage by the House of the following Senate Files herewith transmitted:

S. F. No. 98, A bill for an act to amend section 3648, Revised Laws of 1905, relating to the descent of property,

With an amendment in which the concurrence of Senate is requested.

S. F. No. 447, A bill for an act to repeal chapter 373, Special Laws, 1889, as amended by chapter 485, Special Laws 1891, entitled "An act to fix the compensation of the county auditor of Wright county.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 603, A resolution relating to grain inspection.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### MOTIONS AND RESOLUTIONS.

WHEREAS, On the 21st day of February, 1907, H. F. No. 486, entitled: "A bill for an act prescribing the maximum rate to be

charged for the transportation of passengers within the State of Minnesota, providing for the enforcement of the same and penalties for violation thereof," was duly passed by the House of Representatives, and on the same day such passage was duly reported to the Senate, and said House File was thereafter duly referred to the Senate Committee on Railroads; and

WHEREAS, On the 26th day of February, 1907, S. F. No. 348, entitled: "A bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota, and to prescribe a penalty for the violation thereof," was duly passed by the Senate, and

WHEREAS, The terms of said H. F. No. 486 are similar to the provisions of said S. F. No. 348, and the provisions of both are familiar to the members of this Senate, and

WHEREAS, The members of this Senate are anxious that the main provisions contained in said H. F. No. 486 and said S. F. No. 348 shall become a part of the law of this state at as early a date as possible,

*Therefore, Be It Resolved*, That the Committee on Railroads be and hereby is directed to report out to this Senate said H. F. No. 486, not later than at the session of the Senate to be held on Thursday, March 7, 1907.

Adopted.

Resolution by Mr. Wilson:

*Resolved*, That there be paid to Joseph M. Hackney, out of moneys appropriated to defray the expenses of the Legislature for the present session, the sum of \$2,011.05 dollars, to reimburse the said Joseph M. Hackney for his expenses and disbursements, including attorney's fees, incurred and paid out in the contest instituted by Pierce Butler against said Joseph M. Hackney for the office of Senator from the 37th Legislative District of this state.

*Resolved, further*, That the secretary of state be, and hereby is, authorized to draw his warrant upon the state treasurer of this state for the aforesaid amount, in favor of said Joseph M. Hackney, to be payable out of the funds appropriated for said legislative expenses.

Referred to the Committee on Legislative Expenses.

## INTRODUCTION OF BILLS.

Mr. Alderman introduced—

S. F. No. 486, A bill for an act to amend Section one thousand five hundred and fifty-nine (1559), of the Revised Laws, one thousand nine hundred and five (1905), relating to the punishment of persons selling liquor to minors and others.

Which was read for the first time and referred to the Committee on Temperance.

Mr. Hinton introduced—

S. F. No. 487, A bill for an act to aid in the construction of a bridge in the Town of Tenhassen, Martin County, Minnesota.

Which was read for the first time and referred to the Committee on Roads and Bridges.

Mr. Moonan introduced—

S. F. No. 488, A bill for an act to amend Section one thousand five hundred and eighty-nine (1589), of the Revised Laws of one thousand nine hundred and five (1905), relating to the reports of Public Examiner.

Which was read for the first time and referred to the Committee on Public Accounts.

Mr. Sundberg introduced—

S. F. No. 489, A bill for an act to aid in the establishment of consolidated rural schools, and to appropriate money therefor.

Which was read for the first time and referred to the Committee on Education.

Mr. Works introduced—

S. F. No. 490, A bill for an act to separately tax as real estate mineral rights and reservations in lands when held or owned by one who does not own the lands in fee simple.

Which was read for the first time and referred to the Committee on Judiciary.

Mr. Durment (by request), introduced—

S. F. No. 491, A bill for an act to amend chapter two hundred

and six (206), section one (1), of the General Laws of the State of Minnesota of one thousand nine hundred and five (1905), entitled "An act to regulate the hiring and employment of deputies, clerks and assistants in the offices of county auditors in all counties in the State of Minnesota, having or which may hereafter have a population in each of not less than one hundred and fifty thousand (150,000) inhabitants, and to fix the salaries that shall be paid to the county auditors and certain of their deputies, clerks and assistants in such counties."

Which was read the first time and referred to the Hennepin and Ramsey Delegation.

#### REPORTS OF STANDING COMMITTEES.

Mr. Hall, from the Committee on Railroads, to which was referred—

H. F. No. 144, A bill for an act to amend section 2028 of the Revised Laws of 1905, relating to depots and waiting rooms of railroad companies,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 203, A bill for an act to place colored charts of dangerously injurious insects and beneficial birds in the ungraded schools of Minnesota.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 258, A bill for an act to provide for summer sessions at the Normal Schools and appropriate money therefor.

Reports the same back with the following amendment:

Amend Section 2 as follows:

There shall be appropriated out of any money in the state treasury not otherwise appropriated, \$30,000, or so much thereof as shall be necessary, to defray the expenses of the sessions provided for in Section 1 hereof, the same to become available August 1, 1907; and that the sum of \$30,000, or so much thereof as shall be necessary, shall be appropriated for such sessions to become available August 1, 1908.

And that when so amended, the bill be recommended to pass.

Adopted.

Mr. White, from the Committee on Public Health, to which was referred—

S. F. No. 269, A bill for an act to regulate the manufacture, sale and giving away cigarettes, cigarette paper and other substitutes for the same and making a violation of its provisions a misdemeanor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 96, A bill for an act providing for the care and management of Itasca State Park by the State Forestry Board, and permitting the maintenance therein of demonstration work in forestry under the direction of the Board of Regents of the State University and appropriating money therefor.

Reports the same back with the recommendation that it be amended as follows: That Section 5 be amended so as to read as follows:

"Sec. 5. That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, the sum of \$4,000, or so much thereof as may be necessary, to be expended by the Board of Regents of the State University in the establishment and maintenance of demonstration work in forestry in Itasca State Park, as may seem best suited for illustrating the possibilities of forestry, said sum to be available the first day of August, 1907, and that the sum of \$4,000, or so much thereof as may be necessary, be appropriated for a like purpose to be available August 1, 1908."

And that Section 6 be amended so as to read as follows:

"Sec. 6. There is hereby appropriated the sum of \$3,000, or so much thereof as may be necessary to be expended by the State Forestry Board in establishing fire breaks and in improving and developing Itasca State Park, the sum to become available August 1, 1907, and that the sum of \$3,000, or so much thereof as may be necessary, be appropriated for a like purpose to become available August 1, 1908."

And that when so amended said bill be recommended to pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 343, A bill for an act authorizing cities of this state having a population of 10,000 inhabitants or less, to issue and sell their negotiable coupon bonds, to take up their past due indebtedness and to prevent the subsequent creation of a floating indebtedness in such cities.

Recommends that the bill do pass, as amended.

Amend by adding after Section 6, of the bill, the following section, to be Section 7:

"Section 7. This act shall not be construed as in any manner superceding, repealing, amending or qualifying the provisions of any Home Rule Charter heretofore adopted by any city or village, under the laws of this state and this act shall not in any manner apply to any such city or village."

Re-number Section 7, of this bill, so that same shall be Section 8.

Reports the same back with the recommendation that the bill do pass, as amended.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 345, A bill for an act to authorize cities having a population of 10,000 inhabitants or less, to purchase, acquire, install,

construct, extend and improve water works and to issue bonds for such purpose,

Recommends that the bill do pass, as amended.

Amend by adding after Section 4, of the bill, the following, to be numbered Section 5:

“Section 5. This act shall not be construed as in any manner superceding, repealing, amending or qualifying the provisions of any Home Rule Charter heretofore adopted by any city or village, under the laws of this state, and this act shall not in any manner apply to any such city or village.”

Re-number Section 5, of the bill, so that same shall be Section 6.

Reports the same back with the recommendation that the bill do pass, as amended.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

H. F. No. 41, A bill for an act to amend Section 4060, Revised Laws 1905, entitled “Parent or Guardian may sue for injury to child or ward,” by adding thereto a clause requiring such parent to file a bond before receiving money or property in settlement or compromise of any action so brought, etc.

Reports the same back with the recommendation that the same be placed on General Orders and considered by the Committee of the Whole.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 309, A bill for an act providing for the cancellation of certain taxes in the office of the County Auditor,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 330, A bill for an act to amend section nine hundred and three (903) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the payment of real estate taxes and the accrual of penalties thereon.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 90, A bill for an act to repeal chapter forty-seven (47) General Laws one thousand eight hundred and ninety-nine (1899), entitled An act to fix the salary of the judge of probate in counties exceeding 28,000, when the salary of the judge of probate is arbitrarily fixed at \$1,200 or less per annum.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Naeseth moved—

That the rules be suspended and that

H. F. No. 90, A bill for an act to repeal chapter forty-seven (47), General Laws one thousand eight hundred and ninety-nine (1899), entitled "An act to fix the salary of the Judge of Probate in counties exceeding twenty-eight thousand (28,000) when the salary of the Judge of Probate is arbitrarily fixed at one thousand two hundred dollars (\$1,200) or less per annum.

Be read the third time and put upon its final passage.

Which motion prevailed.

H. F. No. 90

Was read the second time.

H. F. No. 90, A bill for an act to repeal chapter forty-seven (47), General Laws one thousand eight hundred and ninety-nine (1899), entitled "An act to fix the salary of the Judge of Probate in counties exceeding twenty-eight thousand (28,000) when the salary of

the Judge of Probate is arbitrarily fixed at one thousand two hundred dollars (\$1,200) or less per annum.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hall,	Nelson,	Sullivan,
Alderman,	Dale,	Hanson, A. L.,	Peterson,	Swanson,
Anderson,	Donaldson,	Hanson, H. E.,	Pugh,	Vail,
Bedford,	Du Toit,	Hinton,	Putnam,	White,
Calhoun,	Elwell,	Johnson, C. A.,	Robinson,	Wilson,
Campbell,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Canestorp,	Fosseen,	Johnston,	Seward,	Works,
Canfield,	Gunderson,	Naeseth,	Stephens,	Wright,
Cashman,	Gunn,			

So the bill passed and its title was agreed to.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 77, A bill for an act to authorize the extension and enlargement of school district boundaries and the change of boundaries of school districts, which include within their limits an incorporated village or incorporated villages of not more than 1,500 inhabitants nor less than 1,000 inhabitants,

Reports the same back with the recommendation that said bill be referred to the Committee on Education.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 286, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor.

H. F. No. 299, A bill for an act to amend section 3637 of the Revised Laws of the State of Minnesota for the year 1905, relating to the salaries and clerk hire of the judges of probate.

Reports the same back with the recommendation that both said

bills be indefinitely postponed, and that the following bill as a substitute thereof be recommended for passage.

Adopted.

Messrs. Nelson and Briggs introduced—

S. F. No. 492 (substitute for S. F. Nos. 286 and 299), A bill for an act to amend sections one thousand two hundred and three (1203) and one thousand two hundred and five (1205) of the Revised Laws one thousand nine hundred and five (1905,) to authorize the creating of a county road and bridge fund and expenditure thereof; providing that the cost of construction of certain bridges may be equally divided between townships and counties, and repealing chapters eighty (80) and one hundred and ninety-five (195) of the General Laws of one thousand nine hundred and five (1905).

Which was read the first time.

Mr. Canfield moved—

That the rules be suspended and that

S. F. No. 492 (substitute for S. F. Nos. 286 and 299), A bill for an act to amend sections one thousand two hundred and three (1203) and one thousand two hundred and five (1205) of the Revised Laws one thousand nine hundred and five (1905,) to authorize the creating of a county road and bridge fund and expenditure thereof; providing that the cost of construction of certain bridges may be equally divided between townships and counties, and repealing chapters eighty (80) and one hundred and ninety-five (195) of the General Laws of one thousand nine hundred and five (1905).

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 492

Was read the second time.

Mr. Smith, of the Committee on Taxes and Tax Laws, to which was referred—

S. F. No. 111, A bill for an act in relation to mortgages of real property and the taxation thereof.

Reports the same back with the recommendation that the attached bill be substituted therefor, and that such substituted bill do pass.

Adopted.

The Committee on Taxes and Tax Laws introduced—

S. F. No. 493 (substitute for S. F. No. 111), A bill for an act for the taxation of mortgages of real estate property.

Which was read the first time.

Mr. Smith moved

That the rules be suspended and that

S. F. No. 493 (substitute for S. F. No. 111), A bill for an act for the taxation of mortgages of real estate property.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 493

Was read the second time.

On motion of Mr. Smith 500 extra copies of S. F. No. 493 were ordered **printed**.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 325, A bill for an act to amend chapter twenty-one (21) of the General Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to the partial distribution of estates,

Reports same back with the recommendation that the hereto annexed bill, entitled "A bill for an act to repeal chapter 21 of the General Laws of 1905, relating to partial distribution of estates," be substituted for said S. F. No. 325, and that S. F. No. 325 be indefinitely postponed.

Adopted.

The Judiciary Committee introduced—

S. F. No. 494 (substitute for S. F. No. 305), A bill for an act to repeal chapter twenty-one (21) of the General Laws one thousand

nine hundred and five (1905), relating to partial distribution of estates,

Which was read the first time.

Mr. Wilson moved—

That the rules be suspended and that

S. F. No. 494 (substitute for S. F. No. 305), A bill for an act to repeal chapter twenty-one (21) of the General Laws of one thousand nine hundred and five (1905), relating to partial distribution of estates,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 494

Was read the second time.

#### INTRODUCTION OF BILLS.

Mr. Wilson introduced—

S. F. No. 495, A bill for an act to compel corporations and associations organized for charitable or reform purposes to file statements of their receipts and disbursements with the State Board of Control, and to punish such corporations and associations and their officers and agents for neglect to do so,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Vail introduced—

S. F. No. 496, A bill for an act entitled An act to regulate the granting of licenses for the sale of malt and spirituous liquors,

Which was read the first time and referred to the Committee on Temperance.

Mr. Canestorp moved that the Senate concur in House amendment to S. F. No. 98, which motion prevailed on the repassage of the bill.

The question being taken on the repassage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Glotsbach,	Johnson, V. L.,	Seward,
Anderson,	Dale,	Gunderson,	Johnston,	Sullivan,
Bedford,	Donaldson,	Gunn,	Laybourn,	Sundberg,
Calhoun,	Dunn,	Hall,	Naeseth,	Weis,
Campbell,	Elwell,	Hanson, A. L.,	Peterson,	White,
Canestorp,	Farrington,	Hanson, H. E.,	Poehler,	Witherstine,
Cashman,	Fitzpatrick,	Hinton,	Robinson,	Works,
Coller,	Fosseen,	Johnson, C. A.,	Sageng,	Wright,

So the bill passed and its title was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 4, A bill for an act to amend section twenty-five (25), chapter three (3) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to amendments of the state constitution,

Was read for the first time and referred to the Committee on Printing.

H. F. No. 278, A bill for an act for a memorial to Congress of the United States in regard to calling a convention to propose an amendment to the constitution of the United States, providing for the election of United States Senators by a direct vote of the people,

Was read for the first time and referred to the Committee on Elections.

H. F. No. 603, A concurrent resolution relating to grain inspection.

Was read the first time.

Mr. Works moved

That the rules be suspended and that

H. F. No. 603, A concurrent resolution relating to grain inspection.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 603

Was read the second time.

H. F. No. 603, A concurrent resolution relating to grain inspection.

Was read the third time.

The question being taken on the concurrent resolution,

And the roll being called there were yeas 42 and nays none, as follows :

Those who voted in the affirmative were:

Ahmann,	Clague,	Hall,	Naeseth,	Sundberg,
Anderson,	Dale,	Hinton,	Nelson,	Swanson,
Bedford,	Donaldson,	Johnson, C. A.,	Pauly,	Vail,
Calhoun,	Durment,	Johnson, V. L.,	Pugh,	Weis,
Campbell,	Farrington,	Johnston,	Putnam,	Wilson,
Canestorp,	Fitzpatrick,	Laybourn,	Sageng,	Witherstine,
Canfield,	Fosseen,	McColl,	Seward,	Works,
Carpenter,	Glotsbach,	McGowan,	Sullivan,	Wright,
Cashman,	Gunderson,			

So the resolution passed and its title was agreed to.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 258, 309, 330, 343 and 345

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 41 and 144

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 192, A bill for an act to amend Section one thousand nine hundred and ninety-seven (1,997), of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled "Fences and Cattle Guards," relating to the erection and maintenance of woven wire fences along the right-of-way of railroads.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Gunderson,	Poehler,	Swanson,
Alderman,	Dale,	Gunn,	Pugh,	Vail,
Anderson,	Donaldson,	Hanson, A. L.,	Putnam,	Weis,
Bedford,	Durment,	Hanson, H. E.,	Robinson,	White,
Calhoun,	Du Toit,	Johnson, V. L.,	Sageng,	Wilson,
Campbell,	Elwell,	Johnston,	Schaller,	Witherstine,
Canestorp,	Farrington,	Laybourn,	Seward,	Works,
Canfield,	Fitzpatrick,	Moonan,	Sullivan,	Wright,
Carpenter,	Glotsbach,	Naeseth,	Sundberg,	

So the bill passed and its title was agreed to.

S. F. No. 279, A bill for an act relating to taxes upon property owned, occupied or used exclusively by any fraternal organization, and not with a view to profit,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays 23, as follows :

Those who voted in the affirmative were :

Ahmann,	Donaldson,	Hackney,	Poehler,	Stephens,
Alderman,	Dunn,	Hall,	Pugh,	Sullivan,
Anderson,	Du Toit,	Hardy,	Putnam,	Swanson,
Calhoun,	Elwell,	Hinton,	Robinson,	Vail,
Campbell,	Farrington,	Johnston,	Schaller,	White,
Carpenter,	Glotsbach,	Laybourn,	Seward,	Witherstine,
Coller,	Gunn,	Naeseth,	Smith,	Wright,
Cooke,				

Those who voted in the negative were :

Bedford,	Dale,	Hanson, A. L.,	Nelson,	Sundberg,
Canestorp,	Durment,	Hanson, H. E.,	Pauly,	Weis,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Peterson,	Wilson,
Cashman,	Fosseen,	McGowan,	Sageng,	Works,
Clague,	Gunderson,	Moonan,		

So the bill passed and its title was agreed to.

S. F. No. 312, A bill for an act providing for the opening, working and operating mines, quarries, coal, gravel, clay, sand and peat deposits, on and in lands the title of which appears by properly executed deeds of record to be in a plurality of persons,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows :

Those who voted in the affirmative were :

Alderman,	Coller,	Glotzbach,	Johnson, V. L.,	Stephens,
Anderson,	Cooke,	Gunn,	Moonan,	Sullivan,
Bedford,	Dale,	Hackney,	Putnam,	Sundberg,
Calhoun,	Donaldson,	Hall,	Robinson,	Swanson,
Campbell,	Dunn,	Hanson, A. L.,	Sageng,	Vail,
Canfield,	Durment,	Hanson, H. E.,	Schaller,	Witherstine,
Carpenter,	Elwell,	Hardy,	Seward,	Works,
Cashman,	Farrington,	Hinton,	Smith,	Wright,
Clague,	Fosseen,			

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 170, A bill for an act to authorize the payment from county funds of certain expenses of County Superintendents of Schools,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Dale,	Gunn,	Peterson,	Sullivan,
Alderman,	Donaldson,	Hackney,	Poebler,	Sundberg,
Bedford,	Durment,	Hall,	Putnam,	Vail,
Calhoun,	Du Toit,	Hanson, A. L.,	Robinson,	Weis,
Campbell,	Elwell,	Hanson, H. E.,	Sageng,	Wilson,
Canfield,	Farrington,	Hardy,	Schaller,	Witherstine,
Carpenter,	Fosseen,	Johnson, C. A.,	Seward,	Works,
Cashman,	Glotzbach,	Johnson, V. L.,	Smith,	Wright,
Clague,	Gunderson,	Pauly,		

So the bill passed and its title was agreed to.

H. F. No. 85, A bill for an act to appropriate money to be expended by the State Live Stock Sanitary Board of Minnesota in payment of claims for animals killed on account of glanders and tuberculosis, under the provisions of chapter 115, Laws 1905,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Laybourn,	Seward,
Alderman,	Donaldson,	Hall,	Moonan,	Stephens,
Anderson,	Durment,	Hanson, A. L.,	Pauly,	Sullivan,
Bedford,	Du Toit,	Hanson, H. E.,	Poehler,	Vail,
Canestorp,	Elwell,	Hardy,	Pugh,	Weis,
Carpenter,	Farrington,	Hinton,	Putnam,	Wilson,
Cashman,	Fosseen,	Johnson, C. A.,	Robinson,	Witherstine,
Clague,	Glotzbach,	Johnson, V. L.,	Sageng,	Wright,
Coller,	Gunderson,	Johnston,	Schaller,	

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 69, A bill for an act authorizing officers, directors and stockholders of a corporation to administer oaths and take acknowledgements of instruments wherein such corporation is interested,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotzbach,	Johnston,	Seward,
Alderman,	Cooke,	Gunderson,	McGowan,	Stephens,
Anderson,	Dale,	Hall,	Pauly,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Peterson,	Sundberg,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	Swanson,
Canestorp,	Du Toit,	Hardy,	Putnam,	Weis,
Carpenter,	Elwell,	Hinton,	Robinson,	Witherstine,
Cashman,	Farrington,	Johnson, C. A.,	Sageng,	Works,
Clague,	Fosseen,	Johnson, V. L.,	Schaller,	Wright,

Mr. Canfield voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 326, A bill for an act to legalize certain proceedings in the Probate Court in relation to the probate of foreign wills,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotzbach,	Naeseth,	Stephens,
Alderman,	Dale,	Gunderson,	Pauly,	Sullivan,
Bedford,	Donaldson,	Hall,	Peterson,	Sundberg,
Calhoun,	Dunn,	Hanson, A. L.,	Poehler,	Swanson,
Campbell,	Du Toit,	Hanson, H. E.,	Pugh,	Weis,
Canestorp,	Elwell,	Hardy,	Robinson,	White,
Canfield,	Farrington,	Johnson, V. L.,	Schaller,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Works,
Cashman,	Fosseen,	Laybourn,	Seward,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 397, A bill for an act to amend section five thousand one hundred and forty-three (5143) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905).

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Pauly,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Peterson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Poehler,	Sundberg,
Calhoun,	Du Toit,	Hardy,	Pugh,	Swanson,
Campbell,	Elwell,	Hinton,	Putnam,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Sageng,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Witherstine,
Carpenter,	Fosseen,	Johnston,	Seward,	Wright,
Coller,	Gunderson,	Naeseth,		

So the bill passed and its title was agreed to.

S. F. No. 411, A bill for an act to amend section five hundred seventy-four (574), Revised Laws one thousand nine hundred five (1905),

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Moonan,	Sullivan,
Alderman,	Coller,	Hall,	Naeseth,	Sundberg,
Anderson,	Durment,	Hanson, A. L.,	Pauly,	Swanson,
Bedford,	Du Toit,	Hanson, H. E.,	Peterson,	Weis,
Calhoun,	Elwell,	Hinton,	Poehler,	White,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	Wilson,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Canfield,	Fosseen,	Johnston,	Schaller,	Wright,
Carpenter,	Glotsbach,	Laybourn,	Seward,	

So the bill passed and its title was agreed to.

S. F. No. 379, A bill for an act to amend section five thousand one hundred sixty-one (5161), Revised Laws one thousand nine hundred five (1905), relating to drunkenness,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hackney,	McGowan,	Schaller,
Alderman,	Coller,	Hall,	Moonan,	Seward,
Anderson,	Dale,	Hanson, A. L.,	Naeseth,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Weis,
Calhoun,	Durment,	Hinton,	Peterson,	White,
Campbell,	Farrington,	Johnson, C. A.,	Poehler,	Wilson,
Canestorp,	Fosseen,	Johnson, V. L.,	Putnam,	Witherstine,
Canfield,	Glotsbach,	Johnston,	Sageng,	Wright,
Carpenter,	Gunderson,	Laybourn,		

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 19, A bill for an act to appropriate money to pay deficiencies in aid to high schools, graded schools, semi-graded schools and rural schools for the two fiscal years ending July 31, 1905, and July 31, 1906.

Was read the third time and put on its final passage.

Mr. Peterson offered the following amendment to H. F. No. 19, and moved its adoption:

Amend H. F. No. 19 by inserting between lines 22 and 23 of the first section thereof the words and figures "all of said appropriations to be available in the month of September, 1907."

The question being taken on the passage of the bill.

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Laybourn,	Sullivan,
Alderman,	Coller,	Hackney,	Moonan,	Sundberg,
Anderson,	Dale,	Hall,	Pauly,	Swanson,
Bedford,	Donaldson,	Hanson, A. L.,	Peterson,	White,
Calhoun,	Dunn,	Hanson, H. E.,	Poehler,	Wilson,
Campbell,	Elwell,	Hinton,	Pugh,	Witherstine,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Works,
Canfield,	Fosseen,	Johnson, V. L.,	Sageng,	Wright,
Cashman,	Glotsbach,	Johnston,	Seward,	

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 364, A bill for an act to amend section 5445, Revised Laws 1905, relating to the diminution of sentence of convicts to the state prison,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays 2, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hanson, H. E.,	Naeseth,	Smith,
Anderson,	Durment,	Hinton,	Pauly,	Stephens,
Bedford,	Elwell,	Johnson, C. A.,	Peterson,	Sullivan,
Calhoun,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fosseen,	Johnston,	Robinson,	Wilson,
Clague,	Glotsbach,	Laybourn,	Sageng,	Witherstine,
Coller,	Hackney,	McGowan,	Schaller,	Works,
Dale,	Hanson, A. L.,	Moonan,	Seward,	Wright,

Those who voted in the negative were:

Ahmann, Canfield,

So the bill passed and its title was agreed to.

S. F. No. 231, A bill for an act to amend chapter twenty-six (26) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), requiring the attendance upon school of deaf children or youth.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays 3, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hall,	Naeseth,	Stephens,
Alderman,	Dale,	Hanson, A. L.,	Pauly,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Peterson,	Sundberg,
Bedford,	Dunn,	Hardy,	Poehler,	Swanson,
Calhoun,	Elwell,	Hinton,	Robinson,	Vail,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Weis,
Canestorp,	Fosseen,	Johnson, V. L.,	Schaller,	White,
Canfield,	Glotsbach,	Johnston,	Seward,	Witherstine,
Carpenter,	Gunn,	Moonan,	Smith,	Works,
Cashman,	Hackney,			

Those who voted in the negative were:

Durment,      Wilson,      Wright,

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Laybourn in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 96, 203, 374, 461, 79, 187, 297, 359, 419, 145, 165, 173, 236, 273, 317, 369, 389, 381, 396,

H. F. Nos. 5 and 346,

Which they report back and recommend that they do pass.

Also

S. F. No. 392, 360, 283 and 475,

Upon which they report progress and ask leave to sit again.

S. F. Nos. 329, 331, 373 and 433,

Which they report back and recommend that they be referred to the Finance Committee, S. F. No. 329 to be returned to the Senate on or before March 12, 1907.

On motion of Mr. Laybourn the report of the committee was adopted.

On motion of Mr. Canestorp the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

### THIRTY-SEVENTH DAY.

ST. PAUL, WEDNESDAY, March 6, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Stephens,
Alderman,	Dale,	Hall,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Swanson,
Calhoun,	Durment,	Hardy,	Peterson,	Thorpe,
Campbell,	Du Toit,	Hinton,	Poehler,	Vail,
Canestorp,	Elwell,	Johnson, C. A.,	Pugh,	Weis,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Putnam,	White,
Carpenter,	Fosseen,	Johnston,	Robinson,	Wilson,
Cashman,	Glotsbach,	Laybourn,	Sageng,	Witherstone,
Clague,	Gunderson,	McColl,	Seward,	Works,
Coiler,	Gunn,	McGowan,	Smith,	Wright,

Quorum present.

Messrs. Briggs, Farrington, Schaller, excused.

#### PETITIONS AND COMMUNICATIONS.

Mr. Hanson, H. E., offered—

Petitions remonstrating against the passage of a proposed County Local Option Law, from citizens of the 14th Legislative District.

Which was referred to the Committee on Temperance.

Mr. Hanson, A. L., offered—

Petitions relating to a proposed County Local Option Law.

Which was referred to the Committee on Temperance.

Mr. Fitzpatrick offered—

A petition relating to an amendment of the Constitution, relating to the initiative and referendum.

Which was referred to the Committee on Judiciary.

Communications relative to S. F. No. 100 and H. F. No. 87, relating to a separate State Industrial School for Girls, from a mass meeting held by citizens of Stevens County and from The Ortonville Commercial Club, were referred to the Committee on State Training School.

A communication from The Evangelical Lutheran Minnesota Conference, relating to a proposed County Local Option Law, was referred to the Committee on Temperance.

Mr. Stevens offered a petition remonstrating against the passage of a proposed County Local Option Law, from citizens of Polk county, which was referred to the Committee on Temperance.

#### MOTIONS AND RESOLUTIONS.

Mr. Sageng moved that S. F. No. 176 be referred to the Finance Committee.

Which motion was lost.

On motion of Mr. Hackney, next Tuesday forenoon, at 11 o'clock, was set aside for a memorial session in honor of the late Senator A. R. McGill.

Mr. Durment made a like motion as to the death of the late Senator H. H. Horton, for the same date and hour.

On motion of Mr. Cashman, 1,000 copies of S. F. Nos. 9 and 276 were ordered printed.

Which motion prevailed.

Resolution by Mr. Coller :

*Resolved*, That there be allowed and paid to Pierce Butler in full of all his expenses and disbursements in his contest for a seat

in this Senate from the 37th Senatorial District, the sum of \$2,083.00, to be paid out of the moneys appropriated to defray the expenses of the Legislature for 1907.

*Resolved*, That the Secretary of the Senate be authorized and directed to draw his warrant upon the State Treasurer for the amount aforesaid in favor of Pierce Butler upon said amount, and payable out of the funds appropriated as aforesaid.

Referred to the Committee on Legislative Expenses.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 332, A bill for an act to restore full rights and citizenship to all persons who have been or may be convicted of a felony and sentenced to jail or to pay a fine, and who have served or shall serve such sentence, or who shall have paid or shall pay such fine,

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 106, A bill for an act requiring the county auditor to issue his certificate to the assessor upon the return of the assessment books, and providing for the filing of such certificate with the town clerk, before payment shall be made by the town board for the services of such assessor.

H. F. No. 148, A bill for an act to amend Section one (1) and two (2) of Chapter one hundred and thirty-six (136), of the General Laws of Minnesota of one thousand nine hundred and three (1903), to provide for the erection of a monument to Minnesota troops in the National Military Park of Vicksburg.

H. F. No. 280, A bill for an act to amend sections 3113 and 3122 of the Revised Laws of Minnesota, relative to an act relating to societies organized to secure homes for orphans, abandoned or neglected children, etc.

H. F. No. 296, A bill for an act for the appointment of a County Weighmaster,

H. F. No. 303, A bill for an act to amend section 5042 of the Revised Laws of Minnesota, 1905, relating to burglary in the second degree.

H. F. No. 306, A bill for an act to prohibit any junk dealer or any second-hand dealer or any pawnbroker or any other person from purchasing or receiving on deposit or pledge any goods or anything of value from a minor, and providing a punishment for a violation thereof,

H. F. No. 315, A bill for an act relating to the liabilities, duties and obligations of common carriers in reference to trunks or cases containing merchandise samples checked as baggage,

H. F. No. 323, A bill for an act to prevent the making of false statements for the purpose of securing credit, and prescribing the penalty therefor,

H. F. No. 327, A bill for an act entitled An act to create County Boards of Education for unorganized territory within the state,

H. F. No. 352, A bill for an act imposing interest on delinquent state taxes,

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### INTRODUCTION OF BILLS.

Mr. Works, introduced—

S. F. No. 497, (substitute for S. F. No. 158), A bill for an act to amend Section five (5) Chapter two hundred and eighty-eight (288), of the General Laws of one thousand nine hundred and five (1905), relating to the collection and distribution of inheritance taxes.

Which was read the first time.

Mr. Works moved—

That the rules be suspended and that

S. F. No. 497 (Substitute for S. F. No. 158), A bill for an act to amend Section five (5) Chapter two hundred and eighty-eight (288), of the General Laws of one thousand nine hundred and five (1905), relating to the collection and distribution of inheritance taxes.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 497,

Was read the second time.

Mr. White introduced—

S. F. No. 498, A bill for an act to appropriate money out of the internal improvement fund to aid in building a steel bridge across the Zumbro River, in the Township of Claremont, in the County of Dodge and State of Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Calhoun (by request), introduced—

S. F. No. 499, A bill for an act to amend Section one thousand five hundred and thirty-six (1536), of the Revised Laws of the State of Minnesota for one thousand nine hundred and five (1905), relating to the cancellation of licenses for the sale of intoxicating liquors, and providing for the refunding of the unearned portion of such licenses in certain cases.

Which was read the first time and referred to the Committee on Temperance.

Mr. Durment introduced—

S. F. No. 500, A bill for an act entitled an act to repeal chapter two hundred and five (205), of the Laws of Minnesota for the year one thousand nine hundred and five (1905), approved April 17, 1905, and to regulate the rate of interest to be charged upon certificates of sale of real property for assessments of local improvements in cities now or hereafter having a population of over fifty thousand.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Durment introduced—

S. F. No. 501, A bill for an act to provide stationery, postage and necessary office supplies for all county officers, including the District judge of said county, in all counties of the state which now have or

which may hereafter have a population of one hundred and fifty thousand inhabitants or over, and to legalize expenditures heretofore made for such purposes.

Which was read the first time and referred to the Ramsey and Hennepin Delegations.

Mr. Stephens introduced—

S. F. No. 502, A bill for an act to amend Section five thousand four hundred and ninety-one (5491), Revised Laws, one thousand nine hundred and five (1905), relating to inspection by and report of the health officer of every city and village having a lockup, and providing a penalty for the neglect or refusal by such health officer to comply with the provisions thereof.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hardy introduced—

S. F. No. 503, A bill for an act entitled an act to authorize any city in the State of Minnesota, now or hereafter having a population of over fifty thousand inhabitants, to provide necessary funds for the support and maintenance of its fire department and to fix the maximum expenditure each year therefor.

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

Mr. Hanson, H. E., introduced—

S. F. No. 504, A bill for an act to amend Section one hundred and ninety-five (195), of the Revised Laws of one thousand nine hundred and five (1905), relating to width of bridges.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Johnson, C. A., introduced—

S. F. No. 505, A bill for an act to authorize the alteration of contracts for the construction of drainage ditches in certain cases and to authorize the modification of the original orders, establishing such drainage ditches in certain cases.

Which was read the first time and referred to the Committee on Drainage.

Mr. Anderson introduced—

S. F. No. 506, A bill for an act to appropriate money for the grading and general repair of a road in section five (5), town one hundred and two (102), range twenty-one (21), Freeborn county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Anderson introduced—

S. F. No. 507. A bill for an act to appropriate money to aid in the grading and general repair of a state road on the quarter line in sections four (4) and nine (9), in town one hundred and two (102), range twenty-one (21), in Freeborn county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Wright introduced—

S. F. No. 508, A bill for an act to pension citizen-soldiers of Minnesota who participated in the Indian Massacre of 1862.

Which was read the first time and referred to the Committee on Military Affairs.

Mr. Wilson, introduced—

S. F. No. 509, A bill for an act to amend sections one thousand five hundred and eighty-eight (1588), one thousand five hundred and ninety (1590) and one thousand five hundred and ninety-one (1591), of the Revised Laws of one thousand nine hundred and five (1905), relating to the office of Public Examiner.

Which was read the first time and referred to the Committee on General Legislation,

Mr. Witherstine introduced—

S. F. No. 510, A bill for an act to provide for primary election of delegates to political conventions and prescribing their duties.

Which was read the first time and referred to the Committee on Elections.

Mr. Hinton introduced—

S. F. No. 511, A bill for an act entitled an act to prevent fraud

and deception in the manufacture and sale of food and to preserve the public health, and for that purpose to confer upon the Dairy and Food Commissioner authority to prescribe proper labels, stamps, stencils, brands and markings upon articles of food and packages, receptacles and containers thereof.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Thorpe introduced—

S. F. No. 512, A bill for an act to define "Bank" and "Savings Bank," and to limit the right to use the same as a business name.

Which was read the first time and referred to the Committee on Banks and Banking.

Committee on Game and Fish Laws introduced—

S. F. No. 513, A bill for an act to amend section twenty-six (26) chapter three hundred and forty-four (344), of the Laws of one thousand nine hundred and five (1905).

Which was read the first time.

Mr. Cooke moved—

That the rules be suspended and that

S. F. No. 513, A bill for an act to amend section twenty-six (26) chapter three hundred and forty-four (344), of the Laws of one thousand nine hundred and five (1905).

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 513,

Was read the second time.

#### REPORT OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 333, A bill for an act to amend section five (5) of chapter three hundred and thirty-four (334) of the General Laws of one thousand nine hundred and five (1905).

Reports same back with the recommendation that the title thereof be amended by adding thereto the following: "entitled an act to authorize and empower all cities in this state, however organized, having a population of 10,000 inhabitants or less, to issue bonds and dispose of the same, and to use the same or the proceeds thereof for the purpose of purchasing water works or light plants already in existence, or for the purpose of constructing, extending, enlarging, improving, or purchasing municipal water works or light plants, or either or all thereof, said section 5, relating to the denomination, term and manner of payment of said bonds," and that when so amended said bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 66, A bill for an act to amend section seven hundred and sixty-eight (768) Revised Laws of one thousand nine hundred and five (1905), relating to claims for damages to person or property.

Reports same back with the recommendation that Section 1 thereof be amended by striking out of the 9th line the word "thirty," and inserting in lieu thereof the word "sixty;" by inserting in the 9th line thereof after the word "injury," the following words "if to person, and within six months thereafter, if to property;" by striking out of the 13th line thereof the words "or if," and inserting in lieu thereof the word "nor," and that when so amended, said bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 404, A bill for an act to amend section five thousand two hundred and sixty-five (5265), Revised Laws one thousand nine hundred and five (1905), relating to the summoning and attendance of grand jurors in court,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Pugh, from the St. Louis County Delegation, to which was referred—

S. F. No. 438, A bill for an act to fix the hours during which the polls shall be open for the holding of school elections in certain independent school districts in the State of Minnesota.

Reports the same back with the recommendation that the bill do pass,

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 59, A bill for an act to provide for liens upon horses and other animals for the cost of shoeing the same,

Reports same back with the recommendation that the bill be amended as follows:

1. In line 1, on page 3 of said bill, change the word "animal" to the word "lien."

2. In line 1, on page 8 of said bill, change the word "or," where it first occurs in said line to the word "ox."

3. In line 14, on page 9 of said bill, change the word "or," where it first occurs in said line to the word "ox."

And that when so amended the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 481, A bill for an act to amend Section 2953, Revised Laws, 1905, relating to bonds of trustees of cemetery associations.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 267, A bill for an act to prohibit discrimination by

wholesale dealers in coal, providing for registry of orders and prescribing penalties for the violation of this act.

Reports the same back with the recommendation that it be indefinitely postponed and placed upon General Orders.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 387, A bill for an act to prevent deception in the sale of paint,

Reports same back with the recommendation that the bill be amended as follows:

Amend by adding at the end of Section 3 thereof, the following words: "said label shall be printed in the English language in plain legible type," and that when so amended, the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

H. F. No. 486, (substitute for H. F. Nos. 1, 3 and 6), A bill for an act prescribing the maximum rate to be charged for the transportation of passengers within the State of Minnesota, providing for the enforcement of the same and penalties for violation thereof.

Reports same back with the recommendation that the title thereof be amended so as to read as follows:

For an Act to Fix the Maximum Rate of Charge for Carrying Passengers Over Any Railroad in the State of Minnesota, and to Prescribe a Penalty for the Violation Thereof.

And that the body of the bill be amended by striking out all of Sections 1, 2 and 3 and inserting in lieu thereof the following:

Section 1. No railroad company owning or operating a line of railroad in the state of Minnesota shall charge or collect more than two (2) cents per mile for carrying over its road in this state any passenger above the age of twelve (12) years, together with baggage not exceeding one hundred and fifty (150) pounds in weight, or a greater sum than one (1) cent per mile for any such passenger

under the age of twelve (12) years, together with such baggage.

Sec. 2. No person, including persons who are agents, or officers of any corporation mentioned in the foregoing section, shall be privileged from testifying in relation to anything herein prohibited and no person for so testifying shall be liable to any prosecution or punishment for any offense concerning which he was required to testify, or concerning which he was required to furnish documentary evidence.

Sec. 3. The word "railroad company" wherever used in this act, shall be construed to mean any person, partnership, corporation or association owning or operating a railroad.

Sec. 4. Any violation of any provision of this act shall be punished by imprisonment in the state prison for not more than five (5) years, nor less than one (1) year, or by a fine not exceeding one thousand (1,000) dollars nor less than two hundred (\$200) dollars.

Sec. 5. This act shall take effect and be in force from and after the first day of June, 1907.

And that when so amended, the bill do pass.

Adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled.

S. F. No. 447,

Which report was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 106, A bill for an act requiring the county auditor to issue his certificate to the assessor upon the return of the assessment books, and providing for the filing of such certificate with the town clerk, before payment shall be made by the town board for the services of such assessor.

Was read the first time and referred to the Committiee on Towns and Counties.

H. F. No. 148, A bill for an act to amend sections 1 and 2 of chapter 136, of the General Laws of Minnesota, 1903, to provide for the erection of a monument to Minnesota Troops in the National Military Park of Vicksburg.

Was read the first time and referred to the Committee on Military Affairs.

H. F. No. 280, A bill for an act to amend Sections 3118 and 3122 of the Revised Laws of Minnesota, relative to an act relating to societies organized to secure homes for orphans, abandoned or neglected children, etc.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 296, A bill for an act for the appointment of a county weighmaster.

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 303, A bill for an act to amend section five thousand forty-two (5042), of the Revised Laws of Minnesota, one thousand nine hundred five (1905), relating to burglary in the second degree.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 306, A bill for an act to prohibit any junk dealer or any second hand dealer or any pawnbroker or any other person from purchasing or receiving on deposit or pledge any goods or anything of value from a minor, and providing a punishment for a violation thereof.

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 315, A bill for an act relating to the liabilities, duties and obligations of common carriers in reference to trunks or cases containing merchandise samples checked as baggage.

Was read the first time and referred to the Committee on Railroads.

H. F. No. 323, A bill for an act to prevent the making of false statements for the purpose of securing credit and prescribing the penalty therefor.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 327, A bill for an act entitled an act to create county boards of education for unorganized territory within the state and to define their scope and power.

Was read the first time and referred to the Committee on Education.

H. F. No. 352, A bill for an act imposing interest on delinquent state taxes.

Was read the first time and referred to the Committee on Judiciary:

H. F. No. 332, A bill for an act to restore full right and citizenship of all persons who have been or may be convicted of a felony and sentenced to jail or to pay a fine, and who have served or shall serve such sentence, or who have paid or shall pay such fine.

Was read the first time and referred to the Committee on Judiciary.

Mr. Robinson moved—

That the rules be suspended and that

H. F. No. 332, A bill for an act to restore full rights and citizenship of all persons who have been or may be convicted of a felony and sentenced to jail or to pay a fine, and who have served or shall serve such sentence, or who have paid or shall pay such fine.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 332,

Was read the second time.

H. F. No. 332, A bill for an act to restore full rights and citizenship of all persons who have been or may be convicted of a felony and sentenced to jail or to pay a fine, and who have served or shall serve such sentence, or who have paid or shall pay such fine.

Was read the third time.

The question being taken on the passage of the bill,

Ad the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hanson, A. L.,	Nelson,	Sullivan,
Alderman,	Elwell,	Hanson, H. E.,	Poehler,	Swanson,
Bedford,	Farrington,	Hardy,	Pugh,	Vail,
Calhoun,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Weis,
Campbell,	Glotsbach,	Johnson, V. L.,	Sageng,	Wilson,
Clague,	Gunderson,	Johnston,	Seward,	Witherstine,
Cooke,	Gunn,	McColl,	Smith,	Works,
Dale,	Hackney,	Moonan,	Stephens,	Wright,
Donaldson,	Hall,			

So the bill passed and its title was agreed to.

Mr. Alderman moved—

That the rules be suspended and that

S. F. No. 333, A bill for an act to amend section five (5) of chapter three hundred and thirty-four (334), of the General Laws of one thousand nine hundred and five (1905).

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 333,

Was read the second time.

S. F. No. 333, A bill for an act to amend section five (5) of chapter three hundred and thirty-four (334), of the General Laws of one thousand nine hundred and five (1905).

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hackney,	Peterson,	Sundberg,
Alderman,	Dale,	Hall,	Poehler,	Swanson,
Anderson,	Durment,	Hanson, A. L.,	Pugh,	Thorpe,
Bedford,	Elwell,	Hanson, H. E.,	Putnam,	Vail,
Calhoun,	Farrington,	Johnson, V. L.,	Robinson,	White,
Campbell,	Fitzpatrick,	Johnston,	Seward,	Wilson,
Canestorp,	Fosseen,	Laybourn,	Smith,	Witherstine,
Canfield,	Glotsbach,	Moonan,	Sullivan,	Wright,
Cashman,	Gunderson,	Nelson,		

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

## SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 66, 267, 387, 404, 438, 481.

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 59, 486.

Were read the second time.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Witherstine in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. No. 376.

H. F. No. 269.

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 412, 392, 360, 283, 475.

H. F. No. 233.

Upon which they report progress and ask leave to sit again.

Also,

S. F. Nos. 94 and 222.

Which they report back and recommend that they be referred to the Finance Committee, without losing their place on General Orders.

Also, S. F. No. 375, to pass, with the following amendments:

Amend S. F. No. 375, by leaving out the word "and," in the 10th line of the printed bill, and substituting a semi-colon for the comma after the word "milk" in the same line.

Also S. F. No. 453, to pass with the following amendments:

Amend the title of said bill by inserting in the first line of the printed bill after the word "delinquency" a comma, and the words "dependency or neglect," and by inserting in the second line thereof after the word "courts" the word "concurrent."

Amend Section 1, by striking out of the first line the words "or a juvenile delinquent person," and inserting in said line after the word "delinquent," a comma and the words "dependent or neglected." Further amend Section 1 by inserting in the fourth line thereof, after the word "delinquency," a comma and the words "dependency or neglect."

Amend Section 2, by striking out of the first line the word "that," and by inserting in the second line thereof, after the word "have" the word "concurrent."

Also,

S. F. Nos. 55 and 305, which they report back and recommend that they be re-referred to the Committee on Normal Schools, without losing their place on General Orders.

On motion of Mr. Witherstine, the report of the Committee was adopted.

On motion of Mr. Hardy, the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## THIRTY-EIGHTH DAY.

ST. PAUL, THURSDAY, March 7, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Calhoun,	Durment,	Hardy,	Peterson,	Swanson.
Campbell,	Elwell,	Hinton,	Poehler,	Thorpe,
Canestorp,	Farrington,	Johnson, C. A.,	Pugh,	Vail,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Carpenter,	Fosseen,	Johnston,	Robinson,	White,
Cashman,	Glotsbach,	Laybourn,	Sageng,	Wilson,
Clague,	Gunderson,	McColl,	Schaller,	Works,
Coller.	Gunn,	McGowan,	Seward,	

Quorum present.

Messrs. Wright, Witherstine, Briggs and DuToit excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Sageng offered—

A petition relating to a proposed county local option law, from citizens of Otter Tail County,

Which was referred to the Committee on Temperance.

Mr. Sundberg offered—

A petition relating to a proposed county local option law, from citizens of Roseau County,

Which was referred to the Committee on Temperance.

A petition relating to the proposed county local option law, from

students of the School of Agriculture of the University of Minnesota,

Which was referred to the Committee on Temperance.

Mr. Poehler offered—

A petition remonstrating against the passage of a proposed county local option law, from citizens of the Twenty-first Senatorial District,

Which was referred to the Committee on Temperance.

Mr. Canestorp offered—

A petition relating to a law for protection against the spread of rabies by dogs, from citizens of Grant County,

Which was referred to the Committee on Public Health.

Mr. Hanson, H. E., offered—

A petition remonstrating against a proposed law prohibiting the hunting and killing of wild game during the years 1907 and 1908,

Which was referred to the Committee on Game and Fish Laws.

*Resolved* by the Senate, the House concurring, that Hon. Nils P. Haugen of the Tax Commission of the State of Wisconsin be and he is hereby invited to address the Legislature on the subject of "Taxation" on March 22, 1907, at 2 P. M.

Adopted.

#### MESSAGE FROM THE HOUSE.

The following message. was received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 98, A bill for an act to amend sections 184 and 222 of the Revised Laws of the State of Minnesota, 1905, relating to primary elections.

H. F. No. 115, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed.

H. F. No. 116, A bill for an act to authorize the Railroad and

Warehouse Commission to fix time when local warehousemen shall keep house open for business.

H. F. No. 126, A bill for an act to amend section 2069 of the Revised Laws of 1905, relating to the storage and shipment of grain.

H. F. No. 161, A bill for an act to amend section 94 of chapter 338 of the General Laws of 1905, appropriating money out of the Internal Improvement Fund to aid in building bridges and constructing and draining roads in certain townships, villages and counties in this state.

H. F. No. 240, A bill for an act relating to the provisions of life insurance policies.

H. F. No. 243, A bill for an act to prohibit discrimination by life insurance companies and providing penalties for violation thereof.

H. F. No. 245, A bill for an act to prohibit the issuance of non-participating policies by certain life insurance companies.

H. F. No. 311, A bill for an act to amend section 19, Revised Laws 1905, relating to contempts of the Legislature.

H. F. No. 336, A bill for an act to authorize counties having not less than 40 per cent of uncultivated land to appropriate money to be used for the purpose of maintaining an exhibit at the State Fair.

H. F. No. 350, A bill for an act to prohibit the improper stamping of any merchandise made in gold or silver and providing a penalty.

H. F. No. 401, A bill for an act entitled An act to prevent fraud and deception in the manufacture and sale of ice cream.

H. F. No. 312, A bill for an act relating to asking or receiving bribes by public officers or members of either house of the Legislature.

H. F. No. 313, A bill for an act relating to briberies of public officers or members of either house of the Legislature.

Also, that the House has concurred in the Senate amendments to H. F. No. 170, and repassed the same as amended.

Also the passage by the House of the following Senate File,

with an amendment, in which the concurrence of the Senate is requested.

S. F. No. 81, A bill for an act to amend section 4339 of the Revised Laws of 1905, relating to costs in actions for labor.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### MOTIONS AND RESOLUTIONS.

Mr. Hanson, A. L., moved that S. F. Nos. 55 and 305 be recalled from the Committee on Normal Schools,

Which motion was lost.

Mr. Hanson, H. E., moved that S. F. No. 135 be recalled from its author and placed on General Orders,

Which motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Cashman introduced—

S. F. No. 514, A bill for the taxation of all express companies doing business in Minnesota upon the gross earnings basis, and repealing all acts and parts of acts inconsistent herewith,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Vail (by request) introduced—

S. F. No. 515, A bill for an act prescribing rules and regulations for the execution of the trust arising under the acts of Congress entitled "An act for the relief of citizens of towns upon lands of the United States under certain circumstances," providing for entries of public lands of the United States by town authorities or judges of certain courts for the benefit of the owners and occupants thereof, and legalizing certain townsite proceedings subsequent to the repeal of chapter forty-eight (48) of the General Statutes of Minnesota of one thousand eight hundred and sixty-six (1866),

Which was read the first time and referred to the Committee on Public Lands.

Mr. Pauley introduced—

S. F. No. 516, A bill for an act relating to the maintenance of judicial ditches in counties having a population of 292,000 or more,

Which was read the first time and referred to the Hennepin Delegation.

Mr. Clague introduced—

S. F. No. 517, A bill for an act to establish a state board of visitors for public institutions in the State of Minnesota.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Donaldson introduced—

S. F. No. 518, A bill for an act to provide for the drainage of lands by establishing and constructing ditches, drains or other water courses, keeping them in repair and free from obstructions, and widening, deepening or enlarging the same by and under the authority of township supervisors; providing for reimbursement in certain cases of owners of lands damaged thereby, providing methods of doing such construction and repair and for such reimbursement; providing for the collection of the costs and expenses of the same and prescribing penalties for the violation thereof.

Which was read the first time and referred to the Committee on Drainage.

Mr. Sullivan introduced—

S. F. No. 519, A bill for an act to appropriate money for the installation of a water plant at the state prison at Stillwater, Minnesota,

Which was read the first time and referred to the Committee on State Prison.

Mr. Putnam introduced—

S. F. No. 520, A bill for an act to repeal chapter one hundred and sixty-three (163), General Laws one thousand nine hundred and five (1905), entitled "An act to provide for the appointment of a highway commission and defining its powers and duties and providing for the construction and repair of public highways by extending state aid for that purpose to the several counties therein, and the levying of a tax therefor,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Alderman (by request) introduced—

S. F. No. 521, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Glotzbach introduced—

S. F. No. 522, A bill for an act to appropriate money out of the internal improvement fund to aid in the construction of a bridge across Straight River in the town of Cannon City, Rice County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Glotzbach introduced—

S. F. No. 523, A bill for an act for the punishment of men who fail to support their families by reason of drunkenness, idleness or both,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 524, A bill for an act to provide a hospital for the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics, and to provide a fund therefor,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Calhoun introduced—

S. F. No. 425, A bill for an act relative to the establishment and maintenance of a woman's department in the State Capitol building,

Which was read the first time and referred to the Committee on General Legislation.

## ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the committee had examined, read, compared and found truly engrossed—

S. F. Nos. 250, 118, 95, 126, 36, 60, 270, 6, 406, 192, 194, 411, 397, 326, 203, 187, 231, 98, 379, 79, 297, 273, 396, 96, 453, 389, 375, 333, 173.

Which report was agreed to.

## REPORTS OF STANDING COMMITTEES.

Mr. Vail, from the Committee on Labor, to which was referred—

S. F. No. 350, A bill for an act to require corporations to pay twice a month,

Reports the same back with the recommendation that the title of said bill be amended so as to read as follows: "A bill for an act to compel every person, copartnership or corporation, other than religious, literary or charitable corporations, employing any person or persons where such employment is by the day, week or month, to pay at least twice a month the employees engaged in its business the wages earned by them within five (5) days of the date of such payment, unless prevented by inevitable casualty."

Amend line one (1) of section one (1) by inserting the words "every person" before the words "all corporations."

Reports the same back with the recommendation that the same do pass as amended.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 436, A bill for an act to amend section 1467 of Revised Laws 1905, relating to state art societies,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 352, A bill for an act to provide for detaching territory included within the corporate limits of villages,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 432, A bill for an act to amend section 1 of chapter 220 of the General Laws of 1905, entitled "An act relating to the addition of territory to all incorporated cities containing 10,000 inhabitants or less,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 450, A bill for an act to amend chapter 273 of the General Laws of the State of Minnesota for 1905, entitled "An act to provide for the separation from villages of unplotted agricultural lands included within the corporate limits of such villages in certain cases,"

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred —

S. F. No. 473, A bill for an act to empower cities and villages in this state to appoint inspectors of gas, electric light, heat and water meters and to provide for their compensation,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 421, A bill for an act to amend section 8, chapter 331, Laws of 1905, relating to the fire marshal,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 110, A bill for an act to require an annual apportionment and account of surplus life insurance companies as to policies heretofore issued.

Reports the same back with the recommendation that it be amended by adding at the end of section 2 thereof, the following words: "or to any policy until the same has been in force three years,"

And that when so amended the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 266, A bill for an act providing that all property insured by any township mutual insurance company or other mutual insurance company, incorporated under the laws of this state, whose business is confined to the insurance of property outside the corporate limits of any city or village shall be pledged to such company to the amount of the premium note or contingent liability, and that such company shall have a lien thereon to the amount of such note or liability.

Reports the same back with the recommendation that the same be amended so as to read as follows:

That the title to said bill be amended by adding after the word "all" in line one (1) thereof, the following: "growing crops and personal," and that section one (1) of said bill be amended by adding after the word "all" in line one (1) thereof, the following words: "growing crops and personal," and that when so amended the bill do pass.

Adopted.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 160, A bill for an act relating to the salaries of officers and agents of Life Insurance Companies.

Reports the same back with the recommendation that it be amended as follows:

Strike out Section 2, and insert in lieu thereof, the following:

“Sec. 2. No domestic Life Insurance Company shall pay as a salary or as compensation for services more than ten thousand dollars (\$10,000) per annum to any one person,”

And that when so amended the bill do pass.

Adopted.

Mr. Johnson, C. A., from the Committee on Hospitals for Insane, to which was referred—

S. F. No. 211, A bill for an act to prevent the assignment or confinement in any state institution for insane, of any person charged with or convicted of a crime or public offence.

Reports the same back with the recommendation that same be referred back to its author.

Adopted.

Mr. Campbell, from the Committee on Temperance, to which was referred—

S. F. No. 142, A bill for an act to amend section 1528, of the Revised Laws, 1905,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Campbell, from the Committee on Temperance, to which was referred—

S. F. No. 452, A bill for an act to amend section 1534, Revised Laws of 1905.

\*Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 119, A bill for an act amending section four thousand four hundred and eight (4408) of Revised Laws of one thousand nine hundred and five (1905) of the State of Minnesota.

That Section 1 of said bill be amended so as to read as follows:

“Section 1. That Section 4408, Revised Laws, 1905, be and the same is hereby amended so as to read as follows:”

“Section 4408. The sale shall be by public auction to the highest bidder for cash, upon published notice in the manner required for the sale of real property on execution. The notice shall state the terms of the sale; and if the property, or any part of it, is to be sold subject to a prior estate, charge, or specific lien, the notice shall so state. The terms of sale shall be made known at the time thereof, and, if the premises consist of distinct farms or lots, they shall be sold separately; Provided, however, the Court, in its discretion, may order the property to be sold at private sale.”

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 465, A bill for an act providing for the acceptance and administration of gifts, bequests, devises and endowments, in aid or for the benefit of educational, charitable and other institutions maintained by the State of Minnesota,

Reports same back with the recommendation that Section 2 thereof be amended by adding at the end thereof the following words: “but all such property and funds shall be held by the State Treasurer in his official capacity and paid out and disbursed the same as other State funds.”

Amend Section 4 thereof by inserting in the second line after the word “pay” the following words “in the usual manner,”

And that when so amended said bill do pass.

Adopted.

Mr. Campbell, from the Committee on Temperance, to which was referred—

S. F. No. 403, A bill for an act to amend section 1524, of the Revised Laws of 1905.

Reports the same back with the recommendation that it be amended :

1. By adding after the word "given" in line eight of the underscored portion of section 1, the words "and shall be brought within six months after the cause of action shall accrue."

2. That it be also amended by striking out the last four lines, being the last paragraph of Section 1, and inserting in lieu thereof the following words: "all moneys recovered in any action prosecuted under the provisions of this section shall be paid into the county treasury and be placed to the credit of the county revenue fund of the county where such action is commenced."

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 112, A bill for an act regulating the rank and priority of liens for general taxes and assessments for local improvements in cities of more than 10,000 inhabitants.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Campbell, from the Committee on Temperance, to which was referred—

S. F. No. 171, A bill for an act providing that counties in this

state may determine by ballot whether the sale of intoxicating liquors shall be licensed within their respective limits.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Mr. Elwell, from the Committee on Temperance, as a minority report on S. F. No. 171, providing that counties in this state may determine by ballot whether the sale of intoxicating liquors shall be licensed within their respective limits, recommends as a substitute that the bill be printed and placed on General Orders.

Mr. Thorpe moved that the majority and minority reports on S. F. No. 171 be laid on the table, and demanded a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Naeseth,	Smith,
Alderman,	Dale,	Hall,	Nelson,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Sundberg,
Calhoun,	Durment,	Hardy,	Poehler,	Swanson,
Campbell,	Elwell,	Hinton,	Pugh,	Thorpe,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	Vail,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Weis,
Carpenter,	Fosseen,	Johnston,	Sageng,	White,
Cashman,	Glotzbach,	Laybourn,	Schaller,	Wilson,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Collier,	Gunn,	Moonan,		

Messrs. Wright, Witherstine, Briggs and Du Toit were excused.

On motion of Mr. Dunn further proceedings under the call were dispensed with.

The question being taken on the adoption of the motion of Mr. Thorpe,

And the roll being called there were yeas 23 and nays 36, as follows:

Those who voted in the affirmative were:

Bedford,	Elwell,	Hanson, A. L.,	Peterson,	Thorpe,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	White,
Canfield,	Fosseen,	Moonan,	Sageng,	Wilson,
Cashman,	Gunderson,	Naeseth,	Sundberg,	Works,
Dale,	Hackney,	Nelson,		

Those who voted in the negative were:

Ahmann,	Cooke,	Hall,	McColl,	Seward,
Alderman,	Donaldson,	Hanson, H. E.,	McGowan,	Smith,
Anderson,	Dunn,	Hardy,	Pauly,	Stephens,
Calhoun,	Durment,	Hinton,	Poehler,	Sullivan,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	Swanson,
Carpenter,	Glotzbach,	Johnston,	Robinson,	Vail,
Clague,	Gunn,	Laybourn,	Schaller,	Weis,
Coller,				

So the motion was lost.

Mr. Campbell moved that the majority report be adopted.

Mr. Thorpe moved as a substitute that the minority report be adopted.

The question being taken on the adoption of the substitute motion,

And the roll being called there were yeas 22 and nays 37, as follows:

Those who voted in the affirmative were:

Bedford,	Elwell,	Hanson, A. L.,	Nelson,	Sundberg,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Peterson,	Thorpe,
Canfield,	Fosseen,	Moonan,	Putnam,	White,
Cashman,	Gunderson,	Naeseth,	Sageng,	Wilson,
Dale,	Hackney,			

Those who voted in the negative were:

Ahmann,	Cooke,	Hanson, H. E.,	McGowan,	Smith,
Alderman,	Donaldson,	Hardy,	Pauly,	Stephens,
Anderson,	Dunn,	Hinton,	Poehler,	Sullivan,
Calhoun,	Durment,	Johnson, C. A.,	Pugh,	Swanson,
Campbell,	Farrington,	Johnston,	Robinson,	Vail,
Carpenter,	Glotzbach,	Laybourn,	Schaller,	Weis,
Clague,	Gunn,	McColl,	Seward,	Works,
Coller,	Hall,			

So the motion was lost.

The majority report was thereupon adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 234, A bill for an act to amend chapter 271, of the General Laws of Minnesota for 1905, relating to the notice of expiration of redemption on tax judgment sales.

Reports the same back with the recommendation that section 1 of said bill be amended by striking out of the seventh and eighth

lines the figures and words, "1601, of the General Statutes of 1894," and inserting in lieu thereof the figures and words following: "935, Revised Laws, 1905;" and by striking out of the ninth line of said section the figures and words, "1654, of the General Statutes of 1894," and by inserting in lieu thereof the figures and words following: "956, Revised Laws, 1905," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 402 (substitute for S. F. Nos. 53 and 196), A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grain,

Reports same back with the recommendation that the title thereof be amended by inserting after the figures "1972" the following: "and to repeal section 1982"; and the title be further amended by adding at the end thereof the following: "and to orders made by the Railroad and Warehouse Commission."

Amend section 2 of said bill by striking out the last sentence thereof, commencing with the words "if such appeal" in the twenty-fifth line, and inserting in lieu thereof the following:

"If such appeal is not taken, such order shall become final, and it shall thereupon be the duty of the carriers affected to adopt and publish the rates or classifications therein prescribed. And all orders heretofore made, from which no appeal was taken as provided by law, shall be deemed to have been in full effect for all purposes from the time when the right to appeal from such an order expired. When no appeal is taken from an order as herein provided, the parties affected by such order shall be deemed to have waived the right to have the merits of said controversy reviewed by a court, and there shall be no trial of the merits of re-examination of the facts of any controversy in which such order was made by any district court to which application may be made for a writ to enforce the same."

Renumber section 3 of said bill so that the same shall read "Sec-

tion 4," and insert between sections 2 and 4 a new section 3 reading as follows:

"Section 3. Section 1982, Revised Laws, 1905, and all other acts or parts of acts inconsistent with the provisions of this act are hereby repealed."

And that said bill as so amended do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 254, A bill for an act for the establishment of a new judicial district to be known as the twentieth judicial district, and to fix dates for holding terms of court therein.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 82, A bill for an act to detach Pipestone County from the Thirteenth Judicial District, and attach the same to the Ninth Judicial District; and to create an additional Judge for the Ninth Judicial District; and to fix the dates for holding court in said County of Pipestone.

Reports the same back with the recommendation that the bill do pass.

Adopted.

On motion of Mr. Durment the memorial session in honor of the late A. R. McGill and Senator Hiler H. Horton will be held on Thursday instead of Tuesday as heretofore ordered.

*Resolved*, by the Senate, the House concurring, that Hon. Nils P. Haugen of the Tax Commission of the State of Wisconsin be and he is hereby invited to address the Legislature on the subject of "Taxation" on March 22, 1907, at 2 P. M.

Mr. Fosseen moved that the Senate concur in House amendment of S. F. No. 81.

Which motion prevailed.

The question being taken on the re-passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Fitzpatrick,	Laybourn,	Seward,
Alderman,	Cooke,	Fosseen,	McColl,	Sullivan,
Bedford,	Dale,	Gunderson,	McGowan,	Sundberg,
Calhoun,	Donaldson,	Gunn,	Moonan,	Thorpe,
Canestorp,	Dunn,	Hackney,	Nelson,	Vail,
Canfield,	Durment,	Hall,	Pauly,	Weis,
Carpenter,	Elwell,	Hanson, H. E.,	Robinson,	White,
Cashman,	Farrington,	Johnson, C. A.,	Sageng,	Wilson,

So the bill passed and its title was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 98, A bill for an act to amend sections one hundred and eighty-four (184) and two hundred and twenty-two (222) of the Revised Laws of the State of Minnesota, one thousand nine hundred and five (1905), relating to primary elections.

Was read the first time and referred to the Committee on Elections.

H. F. No. 115, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed.

Was read the first time and referred to the Committee on Grain and Warehouse.

H. F. No. 116, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehouse men shall keep house open for business.

Was read the first time and referred to the Committee on Grain and Warehouse.

H. F. No. 126, A bill for an act to amend section two thousand and sixty-nine (2069), of the Revised Laws one thousand nine hundred and five (1905), relating to the storage and shipment of grain.

Was read the first time and referred to the Committee on Grain and Warehouse.

H. F. No. 161, A bill for an act to amend section 94 of chapter 338, of the General Laws of 1905, appropriating money out

of the Internal Improvement fund to aid in building bridges and constructing and draining roads in certain townships, villages and counties of this state.

Was read the first time and referred to the Committee on Roads and Bridges.

H. F. No. 240, A bill for an act relating to the provisions of life insurance policies.

Was read the first time and referred to the Committee on Insurance.

H. F. No. 243, A bill for an act to prohibit discrimination by life insurance companies and providing penalties for violation thereof.

Was read the first time and referred to the Committee on Insurance.

H. F. No. 245, A bill for an act to prohibit the issuance of non-participating policies by certain life insurance companies.

Was read the first time and referred to the Committee on Insurance.

H. F. No. 311, A bill for an act to amend Section 19, Revised Laws, 1905, relating to contempts of the Legislature.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 312, A bill for an act to amend section 4800, Revised Laws, 1905, as amended by chapter 32, General Laws, 1905, relating to asking or receiving bribes by public officers or legislators.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 313, A bill for an act to amend section 4799, Revised Laws, 1905, as amended by chapter 31, General Laws, 1905, relating to bribes of public officers or legislators.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 336, A bill for an act to authorize counties having not less than forty per cent of uncultivated land, to appropriate money

to be used for the purpose of maintaining an exhibit at the State Fair.

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 350, A bill for an act to prohibit the improper stamping of any merchandise made in gold or silver and providing a penalty.

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 401, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of ice cream.

Was read the first time and referred to the committee on Public Health and Pure Food.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 82, 112, 119, 142, 160, 234, 254, 266, 350, 352, 403, 421, 436, 452, 465, 473.

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 176, A bill for an act to provide a silver service for the battleship "Minnesota," and to appropriate money therefor.

Was read the third time and put upon its final passage.

Mr. Seward offered the following amendment to S. F. No. 176, and moved its adoption :

Amend Section 2, so as to read as follows :

"That the Governor of this State be, and is hereby authorized to appoint three citizens of the State who, together with Rose Marie Schaller, the sponsor at the christening of said battleship, shall constitute a commission to purchase said silver service and make a suitable presentation thereof to the Secretary of the Navy of the United States, for the use of said battleship "Minnesota."

Adopted.

Mr. Sageng offered the following amendment to S. F. No. 176:

Amend S. F. No. 176 by striking out the words and figures "ten thousand (10,000) dollars wherever they occur in said bill and substitute in lieu thereof the words and figures five thousand (5,000) dollars."

To which objection was made and the amendment was not received.

Mr. Calhoun moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hackney,	Moonan,	Seward,
Alderman,	Donaldson,	Hall,	Naeseth,	Smith,
Anderson,	Dunn,	Hanson, H. E.,	Nelson,	Stephens,
Bedford,	Durment,	Hardy,	Pauly,	Sullivan,
Calhoun,	Elwell,	Hinton,	Peterson,	Sundberg,
Campbell,	Farrington,	Johnson, C. A.,	Poehler,	Swanson,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Pugh,	Thorpe,
Canfield,	Fosseen,	Johnston,	Putnam,	Weis,
Carpenter,	Glottbach,	Laybourn,	Robinson,	White,
Cashman,	Gunderson,	McColl,	Sageng,	Wilson,
Clague,	Gunn,	McGowan,	Schaller,	Works,
Coller,				

On motion of Mr. Calhoun further proceedings under the call were dispensed with.

Mr. Peterson moved that S. F. No. 176 be re-referred to the Finance Committee,

Which motion did not prevail.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 16, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Naeseth,	Stephens,
Calhoun,	Durment,	Hardy,	Pauly,	Sullivan,
Campbell,	Elwell,	Hinton,	Poehler,	Vail,
Canestorp,	Fosseen,	Johnson, C. A.,	Pugh,	Weis,
Carpenter,	Glottbach,	Johnson, V. L.,	Putnam,	White,
Clague,	Gunderson,	Johnston,	Seward,	Wilson,
Coller,	Gunn,	Laybourn,	Smith,	Works,
Dale,	Hackney,	McColl,		

Those who voted in the negative were:

Ahmann,	Donaldson,	McGowan,	Peterson,	Sundberg,
Anderson,	Farrington,	Moonan,	Robinson,	Swanson,
Canfield,	Fitzpatrick,	Nelson,	Sageng,	Thorpe,
Cashman,				

Mr. Schaller was excused.

So the bill passed and its title was agreed to.

On motion of Mr. Hardy the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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### THIRTY-NINTH DAY.

ST. PAUL, FRIDAY, March 8, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sundberg,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Swanson,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Thorpe,
Calhoun,	Durment,	Hardy,	Pugh,	Vail,
Campbell,	Du Toit,	Hinton,	Putnam,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Cashman,	Glotsbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Colier,	Gunn,	Moonan,		

Quorum present.

Messrs. Johnston, Briggs, Witherstine, Poehler, Sullivan, excused.

Mr. Wright arose to a question of personal privilege and requested that the Journal show that had he been present on yesterday he would have voted to adopt the minority report submitted by Mr. Elwell, as to S. F. No. 171, known as the County Local Option bill, also for the substitute motion of Mr. Thorpe, as to the same bill.

Which request was granted.

#### PETITIONS AND COMMUNICATIONS.

Mr. Canestorp offered—

A petition relating to a proposed County Local Option Law, from citizens of Grant county,

Which was referred to the Committee on Temperance.

Mr. Fitzpatrick offered—

A petition relating to an amendment of the Constitution, relating to the Initiative and Referendum.

Which was referred to the Committee on Judiciary.

Mr. Wright offered—

A petition against the passage of any peddlers' laws,

Which was referred to the Committee on Judiciary.

Mr. Works offered—

A petition urging the passage of S. F. No. 9, from citizens of Blue Earth County,

Which was referred to the Committee on Railroads.

A resolution adopted by the Commercial Club of Fergus Falls, objecting to certain proposed appropriations,

Was referred to the Committee on State Fair and Agricultural Society.

Mr. Seward moved that when the Senate do adjourn it adjourn until next Monday evening, at 8 o'clock

Which motion prevailed.

#### INTRODUCTION OF BILLS.

Messrs. Hardy and Dunn introduced—

S. F. No. 526, A bill for an act to establish a state hospital for

indigent crippled and deformed children of the State of Minnesota and to accept donations in aid thereof, and to provide for the management and control thereof and authorizing the city of St. Paul to convey to the State of Minnesota certain lands as a site for such hospital.

Which was read the first time and referred to the Committee on Public Buildings.

On motion of Mr. Hardy, 500 copies of S. F. No. 526 was ordered printed.

Mr. Pauley introduced—

S. F. No. 527, A bill for an act to repeal sections four hundred and thirty-five (435), four hundred and thirty-six (436) and four hundred and thirty-seven (437), of the Revised Laws, one thousand nine hundred and five (1905), being sections for the establishment of a public morgue in counties having a population of one hundred thousand (100,000), or over.

Which was read the first time and referred to the Hennepin and Ramsey Delegation.

Mr. Stephens introduced—

S. F. No. 528, A bill for an act to amend section two thousand and sixty (2060), of the Revised Laws of one thousand nine hundred and five (1905), relating to grain inspection.

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Durment (by request), introduced—

S. F. No. 529, A bill for an act to amend section three thousand nine hundred and eighty-five (3985), of the Revised Laws of one thousand nine hundred and five (1905), relating to the trial of appeals from justices of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Bedford introduced—

S. F. No. 530, A bill for an act entitled An act to prevent the refilling of food packages before being properly cleansed and fumigated.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Peterson introduced—

S. F. No. 531, A bill for an act to amend section one thousand nine hundred and eighty-four (1984), of the Revised Laws of one thousand nine hundred and five (1905), relating to reports to the Railroad and Warehouse Commission.

Which was read the first time and referred to the Committee on Grain and Warehouses.

Mr. Hanson, H. E., introduced—

S. F. No. 532, A bill for an act to provide for the establishment and maintenance of an additional sub-experiment farm or station and an additional branch school of agriculture and to appropriate money therefor.

Which was read the first time and referred to the Committee on Agriculture and Horticulture.

Mr. Wright introduced—

S. F. No. 533, A bill for an act to amend section four thousand three hundred and sixty (4360), of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the return on appeals to the supreme court, and the fees relating thereto.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 534, A bill for an act for the taxation of telephone companies upon the gross earnings basis and repealing all acts and parts of acts inconsistent herewith.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Johnson, V. L., introduced—

S. F. No. 535, A bill for an act to appropriate money to aid in the construction of a bridge across the Sunrise river, in the town of Sunrise, Chisago county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Johnson, V. L., introduced—

S. F. No. 536, A bill for an act to appropriate money to aid in the construction of a bridge across the Sunrise river, in the township of Lent, Chisago county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Johnson, V. L., introduced—

S. F. No. 537, A bill for an act to appropriate money to aid in the construction of a bridge across the Sunrise river, in the township of Wyoming, Chisago county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Moonan introduced—

S. F. No. 538, A bill for an act to authorize and provide for the dissolution of corporations under the Laws of the State of Minnesota that heretofore have committed, or hereafter shall commit, wilful trespass on pine lands heretofore, now, or hereafter owned by, or held in trust or otherwise, by said state, or that have aided or abetted, or hereafter shall aid or abet the commission of any such wilful trespass.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Moonan introduced—

S. F. No. 539, A bill for an act relating to aid to be given county agricultural societies incorporated under the laws of this state and appropriating money therefor.

Which was read the first time and referred to the Committee on Finance.

Mr. Moonan (by request) introduced—

S. F. No. 540, A bill for an act to appropriate money for the study and investigation of methods of improving embalming fluids and the care of the dead.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Clague introduced—

S. F. No. 541, A bill for an act to legalize bonds issued by cities in certain cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Anderson (by request) introduced—

S. F. No. 542, A bill for an act providing for the qualification and appointment of abstractors.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Thorpe introduced—

S. F. No. 543, A bill for an act to amend section three thousand and fifty-nine (3059), of the Revised Laws, one thousand nine hundred and five (1905), relating to building and loan associations.

Which was read the first time and referred to the Committee on Banks and Banking.

#### REPORTS OF STANDING COMMITTEES.

Mr. Gunn, from the Committee on Logs and Lumber, to which was referred—

S. F. No. 474, A bill for an act to amend section twenty-one (21) chapter two hundred forty-four (244), of the Revised Laws of one thousand nine hundred and five (1905), relating to the sale of timber on state lands, and defining trespass thereon.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

H. F. No. 327, A bill for an act to create county boards of education for unorganized territory within the state and to define their scope and powers.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 420, A bill for an act pertaining to the board for the investment of the school, university and other trust funds.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

H. F. No. 171, A bill for an act to prohibit fraternities and societies, secret and not secret, from being formed in the Public Schools of this State, empowering and making it the duty of School Directors to adopt regulations relating thereto and to enforce the same, and making it an offence to solicit pupils to join them and prescribing the penalty therefor,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Alderman, from the Committee on Corporations, to which was referred—

S. F. No. 31, A bill for an act requiring certain private corporations, organized for pecuniary gain, to make annual reports to the Public Examiner, giving the Public Examiner power to examine such private corporations, and require such private corporations to pay annual fees into the state treasury.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Alderman, from the Committee on Corporations, to which was referred—

S. F. No. 366, A bill for an act to provide for the supervision

of a child pending proceedings for the transfer of its custody to any society incorporated under the laws of this state for securing homes for children,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 181, A bill for an act to amend sections three thousand nine hundred and twenty-four (3924) and three thousand nine hundred and twenty-five (3925) of the Revised Laws of one thousand nine hundred and five (1905), relating to the selection and impaneling of jurors in courts of justices of the peace.

Reports same back with the recommendation that Section 1 thereof be amended by striking out of the 14th line the word "as talesmen,"

And that when so amended the bill be recommended to pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 255, A bill for an act to amend section four thousand five hundred and twenty-four (4524) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to justification of sureties on official and other bonds.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 512, A bill for an act to define "bank" and "savings bank," and to limit the right to use the same as a business name.

Reports the same back with the recommendation that the last two words of section four, to-wit.: "its passage" be stricken out

and insert in lieu thereof "April first, nineteen hundred and eight (1908)."

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Thorpe moved—

That the rules be suspended and that

S. F. No. 512, A bill for an act to define "Bank" and "Savings Bank," and to limit the right to use the same as a business name.

Be read the second time and substituted for H. F. No. 26 on General Orders.

Which motion prevailed.

S. F. No. 512,

Was read the second time.

Mr. Gunderson, from the Committee on Claims, to which was referred—

S. F. No. 371, A bill for an act for the relief of James Carney, and to appropriate money therefor.

Reports the same back with the recommendation that the bill do pass

Adopted.

On motion of Mr. Gunderson S. F. No. 371 was referred to the Finance Committee.

Mr. Bedford, from the Committee on Public Lands, to which was referred—

S. F. No. 395, A bill for an act to declare the ownership of the years to, or admitting him into a house of ill-fame, or arranging any meeting between any such boy and any female of dissolute character, or unlawfully cohabiting with any such boy,

Reports the same back with the recommendation that it be referred back to its author and committee bill substituted.

Reports the substitute bill with the recommendation that the same do pass.

Adopted.

#### INTRODUCTION OF BILLS.

Committee on Public Lands introduced—

S. F. No. 544, (substitute for S. F. No. 395), A bill for an act to declare and define the ownership of the state in minerals and mineral lands lying beneath the waters of public meandered lakes and rivers.

Which was read the first time.

Mr. Bedford moved—

That the rules be suspended and that

S. F. No. 544 (Substitute for S. F. No. 395), A bill for an act to declare and define the ownership of the state in minerals and mineral lands lying beneath the waters of public meandered lakes and rivers.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 544,

Was read the second time.

#### REPORTS OF STANDING COMMITTEES.

Mr. Gunderson, from the Committee on Claims, to which was referred—

S. F. No. 131, A bill for an act to appropriate money to reimburse John A. Ryan, State Hotel Inspector.

Reports the same back with the recommendation that it be amended by striking out all but the title and inserting the following:

“Be it enacted by the Legislature of the State of Minnesota:

Sec. 1. That there is hereby appropriated out of any money in the treasury of the State of Minnesota, not otherwise appropriated, the sum of six hundred and thirty-seven dollars (\$637.00), to

be paid on the warrant of the State Auditor to John A. Ryan, as and for the balance of his salary and expenses as hotel inspector.

Provided, that said sum of six hundred and thirty-seven dollars (\$637.00) shall be in full for all salary due him for all expenses by him incurred or paid out as such hotel inspector to the date of the passage of this act.

Sec. 2. This act shall take effect and be in force from and after its passage."

And when so amended that the bill do pass.

Adopted.

On motion of Mr. Gunderson, S. F. No. 131 was referred to the Finance Committee.

Mr. Johnson, V. L., from the Committee on Libraries, to which was referred—

H. F. No. 128, A bill for an act to provide for the installation and care of law libraries in court houses.

Reports the same back with the recommendation that the same be referred to the Senators from Ramsey, Hennepin and St. Louis Counties.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

H. F. No. 77, A bill for an act to authorize the extension and enlargement of school district boundaries and the change of boundaries of school districts, which include within their limits an incorporated village or incorporated villages of not more than fifteen hundred (1,500) inhabitants nor less than three hundred (300) inhabitants.

Recommends that it be amended as follows: Amend title so as to read as follows: A bill for an act to amend section 1286, Revised Laws of 1905, relating to the change of boundary and formation of school districts.

Amend section 1 so as to read as follows:

Section 1. By like proceedings, and upon petition of a majority

of the free holders of each district affected, qualified to vote at school meetings, the boundaries of any existing district may be changed, or two or more districts consolidated, or one or more districts annexed to an existing district. No change in the boundaries of a district by organization of a new district or otherwise, shall be made, so as to leave the old district without at least one school house used for school purposes, nor shall any change of districts in any way affect the liability of the territory so changed upon any bond or other obligation; but any such real estate shall be taxed for such outstanding liability and interest as if no change had been made. In case of the consolidation or annexation of districts, whether under the foregoing or any other provisions of law, actions shall be brought by or against the new or remaining district upon any cause existing in favor of or against any discontinued district, but a judgment in such action against such existing district shall be satisfied only from taxes upon the real property included in the discontinued district when the liability was incurred.

Provided that when any incorporated village or city of not more than two thousand inhabitants is already or partly included within the boundaries of any said school district or whenever any school district shall include within or partly within its boundaries any incorporated village or city of not more than two thousand inhabitants, the boundaries of such school district may be enlarged so as to include all lands within the corporate limits of said city or village or so as to include lands within and outside of such incorporated village or city, but lying contiguous to said district in the following manner, to-wit.:

Whenever a majority of the legal voters residing within such school district shall petition the Board of County Commissioners of the county wherein such district is situated for an enlargement of such district, and shall file the petition with the auditor of said county, it shall be the duty of the Board of County Commissioners, at its next regular or special meeting, to set a time and place for hearing upon such petition, and shall cause a copy of a notice of such hearing to be posted in some public place in each district to be affected by such proposed change and a copy thereof to be served upon the clerk of each of said districts, at least ten (10) days before the time appointed for such hearing. The posting of such copy of notice shall be proven by the affidavit of the person posting

the same; said affidavit shall state the time and place of posting and serving of the copy of notice as therein specified, and

Upon filing proof of the posting and serving of such notice in the office of the county auditor, the Board of County Commissioners shall, at the time and place fixed, proceed with the consideration of such matter and shall have all evidence offered by any person interested tending to show what territory should be included within such district and having heard the evidence shall, if they find it conducive to the good of the inhabitants of the territory affected, proceed to enlarge the said school district as asked for in the petition, and to fix the boundaries thereof and of all the remaining school districts thereby affected, attaching or detaching contiguous territory to or from any of such districts, in such manner as in their judgment the best interests of the persons and districts thereby affected may require; provided, further, that whenever the territory affected by any of the foregoing proceedings lies in two or more counties like proceedings shall be held in each county affected, and no order in such proceedings shall be valid unless concurred in by the county boards of all such counties affected.

At the time of making such division, enlargement or change of boundaries, the County Commissioner shall apportion to the district so enlarged that portion of the debts of said other districts as may seem to them right and proper and said apportionment when so made shall be binding upon all the districts effected and the County Commissioner may also apportion to said district so enlarged such portion of the property of such other district as shall seem to them just and proper. Said mentioned apportionment shall be subject to review by the district court.

Section 2. This act shall take effect and be in force from and after its passage.

Further amend H. F. No. 77, by striking out Sections 2 and 3, re-number section 4, section 2, and the committee recommends that as so amended, the bill do pass.

#### INTRODUCTION OF BILLS.

Mr. Wilson introduced—

S. F. No. 545, A bill for an act entitled an act to amend Sections 2849, 2856, 3015, 3016, 3018, 3019, 3022, 3025, 3027 Chapter 58, Revised Laws, 1905, relating to corporations.

Which was read the first time and referred to the Committee on Banks and Banking.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 7, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state:

S. F. No. 447, A bill for an act to repeal chapter three hundred and seventy-three (373) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the county auditor of Wright County," together with the act amendatory thereof, being chapter four hundred and eighty-five (485) of the Special Laws of the State of Minnesota for the year one thousand eight hundred ninety-one (1891), entitled An act to amend sections one and two of chapter three hundred seventy-three (373), of the Special Laws of the State of Minnesota for the year eighteen hundred eighty-nine (1889), entitled An act to fix the compensation of the county auditor of Wright county.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

MESSAGE FROM THE HOUSE.

The following message was received from the House:

MR. PRESIDENT: I have to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 360, A bill for an act to amend section 35 of chapter 338 of the Laws of 1905, and to repeal section 27 and section 75 of said chapter, relating to roads and bridges,

H. F. No. 386, A bill for an act to provide a penalty for inviting, directing or accompanying any boy under the age of eighteen

years to or admitting him into a house of ill fame or arranging any meeting between any such boy and any female of dissolute character or unlawfully cohabitating with any such boy.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

FIRST READING OF HOUSE BILLS.

H. F. No. 386, A bill for an act to provide a penalty for inviting, directing or accompanying any boy under the age of eighteen years to or admitting him into a house of ill-fame, or arranging any meeting between any such boy and any female of dissolute character or unlawfully cohabitating with any such boy.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 360, A bill for an act to amend section 35 of chapter 338, of the Laws of 1905, and to repeal section 27 and section 75 of said chapter, relating to roads and bridges.

Was read the first time and referred to the Committee on Road and Bridges.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 181, 255, 366, 420, 474.

Were read the second time.

SECOND READING OF HOUSE BILLS.

Being under consideration,

H. F. Nos. 77, 171, 327.

Were read the second time.

THIRD READING OF SENATE BILLS.

S. F. No. 203, A bill for an act to place colored charts of dangerously injurious insects and beneficial birds in the ungraded and graded schools of Minnesota.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Johnson, V. L.,	Stephens,
Alderman,	Coller,	Gunn,	Laybourn,	Swanson,
Anderson,	Dale,	Hall,	McColl,	Thorpe,
Bedford,	Donaldson,	Hanson, A. L.,	Moonan,	Vail,
Campbell,	Du Toit,	Hanson, H. E.,	Nelson,	Weis,
Canestorp,	Elwell,	Hardy,	Peterson,	White,
Canfield,	Farrington,	Hinton,	Sageng,	Works,
Cashman,	Glotzbach,	Johnson, C. A.,	Seward,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 374, A bill for an act to amend section thirty-six (36), article four (4) of the Constitution of the State of Minnesota, relating to cities and villages already incorporated and villages desiring to be incorporated, to frame their own charters as such, and classifying cities for the purposes of General Legislation,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotzbach,	Johnson, V. L.,	Seward,
Anderson,	Coller,	Gunderson,	Laybourn,	Stephens,
Bedford,	Dale,	Gunn,	McColl,	Thorpe,
Campbell,	Donaldson,	Hanson, A. L.,	McGowan,	Weis,
Canestorp,	Du Toit,	Hanson, H. E.,	Nelson,	White,
Canfield,	Elwell,	Hardy,	Robinson,	Works,
Cashman,	Farrington,	Johnson, C. A.,	Sageng,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 461, A bill for an act providing for the execution of the trust arising under the act of Congress, entitled An act for the relief of citizens of towns upon lands of the United States under certain circumstances and acts amendatory thereof, and giving authority to judges and corporate authorities to carry out such trust.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Farrington,	Johnson, C. A.,	Seward,
Anderson,	Coller,	Glotzbach,	Johnson, V. L.,	Stephens,
Bedford,	Dale,	Gunderson,	Laybourn,	Swanson,
Campbell,	Donaldson,	Gunn,	Nelson,	Thorpe,
Canestorp,	Durment,	Hanson, A. L.,	Robinson,	Weis,
Canfield,	Du Toit,	Hanson, H. E.,	Sageng,	White,
Cashman,	Elwell,	Hardy,	Schaller,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 79, A bill for an act to amend section 2873 of chapter 58 of the Revised Statutes of Minnesota, 1905, relating to the filing of corporation certificates with the Secretary of State, so as to exempt local Building and Loan Associations from payment of fees,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Glotzbach,	Johnson, V. L.,	Schaller,
Alderman,	Coller,	Gunderson,	Moonan,	Seward,
Anderson,	Dale,	Gunn,	Nelson,	Thorpe,
Bedford,	Donaldson,	Hanson, A. L.,	Pauly,	Weis,
Calhoun,	Du Toit,	Hanson, H. E.,	Peterson,	Wilson,
Campbell,	Elwell,	Hardy,	Robinson,	Works,
Canestorp,	Farrington,	Johnson, C. A.,	Sageng,	Wright,
Canfield,				

So the bill passed and its title was agreed to.

S. F. No. 187, A bill for an act to amend section 4389, Revised Laws 1905, relating to the filing of Notices of Lis Pendens in actions relating to real property,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Laybourn,	Sageng,
Alderman,	Coller,	Gunn,	McColl,	Schaller,
Anderson,	Dale,	Hackney,	Moonan,	Seward,
Bedford,	Donaldson,	Hanson, A. L.,	Nelson,	Smith,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	White,
Campbell,	Elwell,	Hardy,	Putnam,	Wilson,
Canestorp,	Farrington,	Johnson, C. A.,	Robinson,	Wright,
Canfield,	Glotzbach,	Johnson, V. L.,		

So the bill passed and its title was agreed to.

Mr. Putnam moved that S. F. No. 374 be laid on the table,  
Which motion prevailed.

S. F. No. 297, A bill for an act to amend section 3453, Revised Laws 1905, relating to the area of homestead exemptions,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	Hinton,	Sageng,
Alderman,	Collier,	Glottzbach,	Johnson, C. A.,	Schaller,
Anderson,	Dale,	Gunderson,	Johnson, V. L.,	Seward,
Bedford,	Donaldson,	Gunn,	Nelson,	Weis,
Calhoun,	Dunn,	Hackney,	Pauly,	Wilson,
Canestorp,	Durment,	Hall,	Pugh,	Works,
Canfield,	Du Toit,	Hanson, A. L.,	Putnam,	Wright,
Carpenter,	Fitzpatrick,	Hanson, H. E.,	Robinson,	

So the bill passed and its title was agreed to.

S. F. No. 359, A bill for an act to amend section 3238 of Revised Laws, 1905, relating to the ownership of real estate in the State of Minnesota, and to the quantity of land which corporations may acquire, hold and own.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Glottzbach,	Laybourn,	Schaller,
Anderson,	Collier,	Gunderson,	McColl,	Seward,
Bedford,	Cooke,	Gunn,	Nelson,	Sundberg,
Calhoun,	Dale,	Hackney,	Peterson,	Weis,
Campbell,	Dunn,	Hall,	Pugh,	White,
Canestorp,	Durment,	Hanson, A. L.,	Putnam,	Wilson,
Canfield,	Du Toit,	Hanson, H. E.,	Robinson,	Works,
Carpenter,	Elwell,	Hardy,	Sageng,	Wright,
Cashman,	Fosseen,	Hinton,		

So the bill passed and its title was agreed to.

S. F. No. 419, A bill for an act permitting any weekly newspaper to change its office and place of publication within the same without losing its standing as a legal newspaper,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Johnson, V. L.,	Sageng,
Alderman,	Coller,	Gunn,	Laybourn,	Seward,
Anderson,	Cooke,	Hackney,	McColl,	Stephens,
Bedford,	Dale,	Hall,	Moonan,	Sundberg,
Calhoun,	Donaldson,	Hanson, H. E.,	Pauly,	Swanson,
Campbell,	Durment,	Hardy,	Peterson,	Thorpe,
Canestorp,	Du Toit,	Hinton,	Pugh,	Weis,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Wright,
Carpenter,	Fosseen,			

Mr. White voted in the negative.

So the bill passed and its title was agreed to.

Mr. Laybourn moved—

That the rules be suspended and that

H. F. No. 240, A bill for an act relating to the provisions of life insurance policies,

Be read the second time and substituted for S. F. No. 145 on the calendar,

Which motion prevailed.

H. F. No. 240

Was read the second time.

### THIRD READING OF HOUSE BILLS.

H. F. No. 240, A bill for an act relating to the provisions of life insurance policies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Johnson, V. L.,	Schaller,
Alderman,	Collier,	Gunn,	Laybourn,	Seward,
Anderson,	Dale,	Hackney,	Moonan,	Sundberg,
Bedford,	Donaldson,	Hall,	Nelson,	Swanson,
Calhoun,	Du Toit,	Hanson, A. L.,	Pauly,	Thorpe,
Campbell,	Elwell,	Hanson, H. E.,	Pugh,	Vail,
Canestorp,	Farrington,	Hardy,	Robinson,	Wilson,
Canfield,	Fitzpatrick,	Hinton,	Sageng,	Wright,
Carpenter,	Fosseen,	Johnson, C. A.,		

So the bill passed and its title was agreed to.

Mr. Laybourn moved that S. F. No. 145 be indefinitely postponed,

Which motion prevailed.

### THIRD READING OF SENATE BILLS.

S. F. No. 165, A bill for an act regulating the retirement of capital stock of life insurance companies in certain cases,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Collier,	Hall,	Nelson,	Smith,
Alderman,	Dale,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Bedford,	Du Toit,	Hardy,	Pugh,	Vail,
Calhoun,	Elwell,	Hinton,	Robinson,	Weis,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Sageng,	White,
Canfield,	Gunderson,	Johnson, V. L.,	Schaller,	Works,
Carpenter,	Gunn,	Laybourn,	Seward,	Wright,
Cashman,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 173, A bill for an act to regulate the investment of the funds and the real estate holdings of life insurance companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Glotzbach,	Laybourn,	Seward,
Alderman,	Coller,	Gunderson,	Moonan,	Smith,
Anderson,	Donaldson,	Gunn,	Nelson,	Swanson,
Bedford,	Dunn,	Hackney,	Pauly,	Vail,
Calhoun,	Durment,	Hall,	Pugh,	Weis,
Campbell,	Du Toit,	Hanson, A. L.,	Robinson,	White,
Canestorp,	Elwell,	Hanson, H. E.,	Sageng,	Wilson,
Canfield,	Fitzpatrick,	Hardy,	Schaller,	Wright,
Carpenter,	Fosseen,	Hinton,		

So the bill passed and its title was agreed to.

S. F. No. 236, A bill for an act to establish a municipal court in the village of International Falls,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 34 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canfield,	Durment,	Hanson, H. E.,	Sageng,
Alderman,	Carpenter,	Du Toit,	Hardy,	Seward,
Anderson,	Cashman,	Farrington,	Hinton,	Smith,
Bedford,	Clague,	Fosseen,	Pauly,	Vail,
Calhoun,	Coller,	Gunderson,	Pugh,	Weis,
Campbell,	Dale,	Gunn,	Putnam,	Wright,
Canestorp,	Dunn,	Hanson, A. L.,	Robinson,	

So the bill passed and its title was agreed to.

S. F. No. 273, A bill for an act to amend section 1034, Revised Laws 1905, relating to the taxation of telegraph companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glotzbach,	Hardy,	Sageng,
Alderman,	Dale,	Gunderson,	Hinton,	Seward,
Anderson,	Donaldson,	Gunn,	Nelson,	Smith,
Bedford,	Durment,	Hackney,	Pauly,	Weis,
Calhoun,	Du Toit,	Hall,	Pugh,	White,
Campbell,	Elwell,	Hanson, A. L.,	Putnam,	Wilson,
Canestorp,	Farrington,	Hanson, H. E.,	Robinson,	Wright,
Canfield,	Fosseen,			

So the bill passed and its title was agreed to.

S. F. No. 317, A bill for an act to amend section 433, Revised Laws 1905, relating to the annual statement of the board of county Commissioners.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Gunderson,	Johnson, C. A.,	Smith,
Anderson,	Durment,	Gunn,	Nelson,	Swanson,
Bedford,	Du Toit,	Hackney,	Pauly,	Thorpe,
Calhoun,	Elwell,	Hall,	Pugh,	Vail,
Canestorp,	Farrington,	Hanson, A. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Hanson, H. E.,	Sageng,	Wilson,
Carpenter,	Fosseen,	Hardy,	Schaller,	Wright,
Collier,	Glottbach,	Hinton,	Seward,	

So the bill passed and its title was agreed to.

S. F. No. 369, A bill for an act to determine the amount to be allowed for clerk hire in the offices of county auditors in counties of this state containing seventy-five (75) or more congressional townships of land, and having an assessed valuation of more than five million (5,000,000) dollars.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fitzpatrick,	Johnson, C. A.,	Sageng,
Alderman,	Dale,	Fosseen,	McGowan,	Schaller,
Anderson,	Dunn,	Gunderson,	Nelson,	Seward,
Bedford,	Durment,	Gunn,	Peterson,	Smith,
Calhoun,	Du Toit,	Hackney,	Pugh,	Thorpe,
Canestorp,	Elwell,	Hanson, A. L.,	Putnam,	Vail,
Canfield,	Farrington,	Hardy,	Robinson,	Wilson,

So the bill passed and its title was agreed to.

S. F. No. 389, A bill for an act to provide for the erection, equipment and maintenance of an asylum for mentally infirm and dangerous persons, and the commitment and transfer of such persons thereto, and regulating their confinement therein,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dunn,	Gunn,	Pauly,	Seward,
Alderman,	Durment,	Hackney,	Peterson,	Smith,
Anderson,	Du Toit,	Hall,	Pugh,	Swanson,
Beeford,	Elwell,	Hanson, H. E.,	Putnam,	Thorpe,
Calhoun,	Farrington,	Hardy,	Robinson,	Vail,
Canfield,	Fosseen,	Johnson, C. A.,	Sageng,	White,
Carpenter,	Glotsbach,	Laybourn,	Schaller,	Wright,
Dale,	Gunderson,			

So the bill passed and its title was agreed to.

Mr. Calhoun moved—

That the rules be suspended and that

S. F. No. 381, A bill for an act to establish a public employment bureau in cities of 50,000 inhabitants or over, and to provide for the conduct and maintenance of the same,

Be read the third time and put upon its final passage.

The question being taken on the suspension of the rules,

And the roll being called there were yeas 9 and nays 37, as follows:

Those who voted in the affirmative were:

Calhoun,	Durment,	Farrington,	Laybourn,	Pugh,
Campbell,	Du Toit,	Hall,	McColl,	

Those who voted in the negative were:

Ahmann,	Dale,	Hardy,	Peterson,	Thorpe,
Anderson,	Elwell,	Johnson, C. A.,	Robinson,	Vail,
Bedford,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Weis,
Canestorp,	Gunderson,	McGowan,	Schaller,	White,
Canfield,	Gunn,	Naeseth,	Smith,	Wilson,
Carpenter,	Hackney,	Nelson,	Sundberg,	Works,
Cashman,	Hanson, A. L.,	Pauly,	Swanson,	Wright,
Clague,	Hanson, H. E.,			

So the rules were not suspended.

Mr. Calhoun moved that the Finance Committee be instructed to report out S. F. No. 381 not later than next Friday, March 15th.

Which motion did not prevail.

S. F. No. 376, A bill for an act authorizing certain counties to levy an additional tax for road and bridge purposes, amending sections one thousand two hundred five (1205) of the Revised Statutes of one thousand nine hundred five (1905) as amended by Chapter one hundred ninety-five (195) of the General Laws of one thousand nine hundred five (1905),

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunderson,	McColl,	Smith,
Alderman,	Cooke,	Gunn,	McGowan,	Sundberg,
Anderson,	Dale,	Hackney,	Nelson,	Thorpe,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Vail,
Calhoun,	Durment,	Hardy,	Pugh,	Weis,
Campbell,	Elwell,	Hinton,	Robinson,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Sageng,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Works,
Carpenter,	Fosseen,	Laybourr.	Seward,	Wright,
Cashman,	Glottzbach,			

So the bill passed and its title was agreed to.

S. F. No. 453, A bill for an act to provide for the punishment of persons responsible for or contributing to the delinquency of children under the age of seventeen years and giving the juvenile courts jurisdiction over such offenses,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glottzbach,	McColl,	Sundberg,
Alderman,	Cashman,	Gunderson,	Naeseth,	Thorpe,
Anderson,	Coller,	Gunn,	Nelson,	Weis,
Bedford,	Dale,	Hackney,	Poehler,	White,
Calhoun,	Donaldson,	Hanson, H. E.,	Pugh,	Wilson,
Campbell,	Elwell,	Hardy,	Putnam,	Works,
Canestorp,	Farrington,	Johnson, C. A.,	Sageng,	Wright,
Canfield,	Fosseen,	Johnson, V. L.,	Seward,	

So the bill passed and its title was agreed to.

H. F. No. 269, A bill for an act to prevent the killing of wild animals or birds upon the Minnesota State forest reserve lands and parks,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Fosseen,	McColl,	Schaller,
Alderman,	Cooke,	Glotzbach,	McGowan,	Seward,
Anderson,	Dale,	Gunderson,	Naeseth,	Sundberg,
Bedford,	Donaldson,	Hackney,	Nelson,	Thorpe,
Canestorp,	Dunn,	Hanson, A. L.,	Pauly,	Weis,
Canfield,	Durment,	Hanson, H. E.,	Peterson,	White,
Carpenter,	Elwell,	Hardy,	Pugh,	Wilson,
Cashman,	Farrington,	Hinton,	Putnam,	Wright,
Clague,	Fitzpatrick,	Laybourn,	Sageng,	

Mr. Calhoun voted in the negative.

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS.

Mr. Coller introduced—

S. F. No. 546, A bill for an act to authorize the indexing of records in the offices of the Clerk of the District Court in Counties of less than fifty thousand (50,000) inhabitants in this state and fixing the compensation therefor,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Coller introduced—

S. F. No. 547, A bill for an act to appropriate the sum of six thousand dollars (\$6,000) from the internal improvement fund to aid in the construction of a steel bridge across the Minnesota River, in section 7, township 114, range 23, Scott county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Moonan introduced—

S. F. No. 548, A bill for an act entitled an act relating to the

inspection of dairies and dairy stock, enlarging and extending the powers of the Dairy and Food Commissioner and of his department, and providing for the appointment of additional inspectors to carry into effect the provisions of this act and appropriating money therefor, and amending sections 1741 and 1748 of the Revised Laws of Minnesota, 1905, and providing penalties for violation thereof.

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Moonan introduced—

S. F. No. 549, A bill for an act regulating companies to insure upon the mutual plan its members against loss or damage by the death of live stock from disease or accident,

Which was read the first time and referred to the Committee on Insurance.

Mr. Farrington introduced—

S. F. No. 550, A bill for an act to amend section 46, chapter 344, of the General Laws of Minnesota for 1905, relating to the use of fish houses,

Which was read the first time and referred to the Committee on Game and Fish Laws.

Mr. Schaller introduced—

S. F. No. 551, A bill for an act to amend section 42 of chapter 344, General Laws 1905, relating to the taking of fish,

Which was read the first time and referred to the Committee on Game and Fish Laws.

Mr. Sundberg offered the following amendment to S. F. No. 96, and moved its adoption:

Amend S. F. No. 96, Section 1 by inserting in the fourth line after the word "park" the following words:

"And all other appropriations for the acquisition of additional land or otherwise which had not yet been expended."

Adopted.

## THIRD READING OF SENATE BILLS.

S. F. No. 96, A bill for an act providing for the care and management of Itasca State Park by the State Forestry Board and permitting the maintenance therein of demonstration work in Forestry under the direction of the Board of Regents of the State University and appropriating money therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hanson, H. E.,	Peterson,	Sundberg,
Alderman,	Elwell,	Hardy,	Pugh,	Swanson,
Bedford,	Farrington,	Johnson, C. A.,	Putnam,	Thorpe,
Canestorp,	Fosseen,	Johnson, V. L.,	Sageng,	Weis,
Canfield,	Gunderson,	Laybourn.	Schaller,	Wilson,
Carpenter,	Gunn,	Nelson,	Seward,	Works,
Cashman,	Hackney,	Pauly,	Stephens,	Wright,
Clague,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Gunderson in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 110, 402, 87, 283, 392,

Which they report back and recommend that they do pass.

Also

S. F. Nos. 360, 258, 309, 360,

Upon which they report progress and ask leave to sit again.

Also,

S. F. No. 385 to pass, with the following amendment:

Amend S. F. No. 385 by adding after the word "cows" in line 13

of section 1, the words, "and not selling any milk or cream except milk or cream produced by such two cows."

Also,

S. F. No. 45, to pass, with the following amendment:

Amend S. F. No. 45, by striking out at the end of Section 2 the words and figures "January 1, 1908" and insert in lieu thereof the words and figures "July 1, 1908."

On motion of Mr. Gunderson the report of the committee was adopted.

On motion of Mr. Hardy the Senate adjourned until Monday, March 11th, at 8 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTIETH DAY.

ST. PAUL, MONDAY, March 11, 1907.

The Senate met at 8 o'clock P. M. and was called to order by the President pro tem.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hackney,	McColl,	Stephens
Alderman,	Donaldson,	Hall,	Pauly,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Poehler,	Sundberg,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	Thorpe,
Campbell,	Elwell,	Hardy,	Putnam,	Weis,
Canestorp,	Farrington,	Hinton,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Wilson,
Carpenter,	Fosseen,	Johnson, V. L.,	Seward,	Works,
Clague,	Glotzbach,	Johnston,	Smith,	Wright,
Cooke,	Gunn,	Laybourn,		

Quorum present.

Messrs. Gunderson, Swanson, Anderson, Cashman, Collier, Du Toit, McGowan, Moonan, Naeseth, Nelson, Peterson, Schaller, Vail, Witherstine were excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Hanson, H. E., offered—

A petition relating to laws governing fur bearing animals as they now appear in the statute books of State of Minnesota,

Which was referred to the Committee on Game and Fish.

Mr. Canestorp offered—

A petition relating to peddlers to pay license,

Which was referred to the Committee on General Legislation.

On motion of Mr. Hall 1,000 copies of S. F. No. 249 were ordered printed.

## MESSAGES FROM THE HOUSE.

The following messages were received from the House:

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files herewith transmitted:

H. F. No. 213, A bill for an act to compel railroad companies to construct underground crossings in certain cases.

H. F. No. 227, A bill for an act to amend section 5449 of the Revised Laws for the State of Minnesota, 1905, relating to the employment of prisoners confined in the State Prison and State Reformatory,

H. F. No. 362, A bill for an act to prohibit the inducing of a mother not to nurse her child, and providing a penalty therefor.

H. F. No. 374, A bill for an act authorizing county boards in certain counties to keep and maintain water in certain navigable lakes at natural height and level.

H. F. No. 586, A bill for an act to amend section five thousand four hundred forty-eight (5448), Revised Laws one thousand nine hundred five (1905), relative to the manufacture of binding twine at the State Prison at Stillwater, and regulating the sale thereof, and providing a penalty for the violation of the regulations for such sale.

H. F. No. 185, A bill for an act to provide for the appointment of a probation officer, and protecting juvenile offenders in counties having a population of less than 50,000 inhabitants.

Also the passage by the House of the following Senate Files herewith transmitted:

S. F. No. 16, A bill for an act authorizing judges of the District Court to fix the time petit jurors shall be convened, and directing the drawing and summoning of jurors in such cases.

S. F. No. 108, A bill for an act authorizing counties to pay over to town, village or city treasurers, certain sums of money from the County Poor Fund upon change from the county system to the town system of caring for the poor,

S. F. No. 118, A bill for an act regulating life insurance companies and prohibiting the diversion of funds for political purposes.

S. F. No. 122, A bill for an act to provide for a county board of five members in all counties of the state wherever by special law such board now consists of but four members, etc.

S. F. No. 161, A bill for an act regulating disbursements of life insurance companies.

S. F. No. 162, A bill for an act defining the status of persons soliciting life insurance.

S. F. No. 166, A bill for an act to prohibit misrepresentation by life insurance companies.

Also the passage by the House of the following Senate File, with amendment, in which the concurrence of the Senate is requested:

S. F. No. 179, A bill for an act to amend section five (5), chapter sixty-four (64), of the General Laws for one thousand nine hundred and five (1905), relating to the publication of notice by town supervisors.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 660, A bill for an act amending Chapter 243 of the Laws of Minnesota for the year 1905, relating to the election of township supervisors.

Also the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 376, A bill for an act authorizing certain counties to levy an additional tax for road and bridge purposes, amending section 1205 of the Revised Statutes of 1905, as amended by Chapter 195 of the General Laws of 1905.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

INTRODUCTION OF BILLS.

Mr. Thorpe introduced—

S. F. No. 552, A bill for an act to amend section one thousand five hundred thirty-three (1533) sub-section four (4) of the Revised Laws of Minnesota for one thousand nine hundred five (1905), relating to the sale of intoxicating liquors,

Which was read the first time and referred to the Committee on Temperance.

Mr. Clague introduced—

S. F. No. 553, A bill for an act to amend sections two thousand thirty-eight (2038), two thousand thirty-nine (2039) and two thousand forty (2040), Revised Laws of one thousand nine hundred five (1905), relating to the abandonment of railroads,

Which was read the first time and referred to the Committee on Railroads.

Mr. Hanson, H. E., introduced—

S. F. No. 554, A bill for an act relating to telephone rates and charges for the transmission of messages by telephone, to prohibit unjust discrimination in such rates and charges,

Which was read the first time and referred to the Committee on Corporation.

Mr. Stephens introduced—

S. F. No. 555, A bill for an act to appropriate money for the improvement and repair of highways in Polk county,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Alderman introduced—

S. F. No. 556, A bill for an act to legalize conveyances of real property by husband and wife by separate deeds, and the records of such conveyances,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Canfield introduced—

S. F. No. 557, A bill for an act fixing and regulating the salaries of certain county officers and providing for clerk hire in counties in this state,

Which was read the first time and referred to the Committee on Towns and Counties.

#### REPORTS OF STANDING COMMITTEES.

Mr. Thorpe, from the Committee on Grain and Warehouses, to which was referred—

H. F. No. 116, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehousemen shall keep house open for business,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

H. F. No. 115, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

H. F. No. 126, A bill for an act to amend section two thousand sixty-nine (2069) of the Revised Laws of one thousand nine hundred five (1905), relating to the storage and shipment of grain.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 137, A bill for an act to fix a uniform method of buying and selling grain and to prevent combinations to control the price,

Reports the same back with the recommendation that the bill do pass

Adopted.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 185, A bill for an act to provide for the appointment of a probation officer and protecting juvenile offenders in counties having a population of less than fifty thousand inhabitants.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 213, A bill for an act to compel railroad companies to construct underground crossings in certain cases.

Was read for the first time and referred to the Committee on Railroads.

H. F. No. 227, A bill for an act to amend section five thousand four hundred forty-nine (5449) of the Revised Laws for the State of Minnesota for the year one thousand nine hundred five (1905), relating to the employment of prisoners confined in the state prison and state reformatory,

Was read the first time and referred to the Committee on States Prison.

H. F. No. 362, A bill for an act to prohibit the inducing of a mother not to nurse her child, and providing a penalty therefor,

Was read the first time and referred to the Committee on Public Health.

H. F. No. 374, A bill for an act authorizing County Boards in certain counties to keep and maintain water in certain navigable lakes at natural height and level,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 586, (Substitute for H. F. No. 92), A bill for an act to amend section five thousand four hundred forty-eight (5448), Revised Laws one thousand nine hundred five (1905), relative to the manufacture of binding twine at the State Prison at Stillwater, and regulating the sale thereof, and providing a penalty for the violation of the regulations for such sale,

Was read the first time and referred to the Committee on State Prison.

H. F. No. 660, A bill for an act amending chapter two hundred forty-three (243) of the Laws of Minnesota for the year one thousand nine hundred five (1905), relating to the election of township supervisors,

Was read the first time and referred to the Committee on Towns and Counties.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 137,

Was read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 115, 116, 126,

Were read the second time.

On motion of Mr. Calhoun the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-FIRST DAY.

ST. PAUL, TUESDAY, March 12, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Gunn,	McColl,	Smith,
Alderman,	Donaldson,	Hackney,	McGowan,	Stephens,
Bedford,	Dunn,	Hall,	Moonan,	Sullivan,
Calhoun,	Durment,	Hanson, A. L.,	Pauly,	Sundberg,
Campbell,	Du Toit,	Hanson, H. E.,	Poehler,	Swanson,
Canestorp,	Elwell,	Hardy,	Pugh,	Thorpe,
Canfield,	Farrington,	Hinton,	Putnam,	Weis,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Robinson,	White,
Clague,	Fosseen,	Johnson, V. L.,	Sageng,	Wilson,
Coller,	Glotzbach,	Johnston,	Schaller,	Works,
Cooke,	Gunderson,	Laybourn,	Seward,	Wright,

Quorum present.

Messrs. Anderson, Nelson, Briggs, Vail, Witherstine, Cashman and Naeseth were excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Elwell offered—

A petition relating to a proposed county local option law, from citizens of Hennepin County,

Which was referred to the Committee on Temperance.

Mr. Gunderson offered—

A petition relating to a proposed county local option law, from citizens of Pope County,

Which was referred to the Committee on Temperance.

The President offered—

A joint memorial adopted by the House of Representatives of the State of Maine, relating to the prevention of polygamy,

Which was referred to the Committee on Judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Gunn called up the House concurrent resolution relating to the advisability of adopting the indeterminate sentence plan for criminals in this state, and moved its adoption,

Which motion prevailed.

The President appointed as a committee, on the part of the Senate, Messrs. Gunn and Durment.

Mr. Clague moved that H. F. No. 486 be taken from General Orders and be read the third time and put on its final passage,

Which motion prevailed.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 486, A bill for an act prescribing the maximum rate to be charged for the transportation of passengers upon railroads within the State of Minnesota, providing for the enforcement of the same and penalties for the violation thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays 5, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hall,	Moonan,	Sullivan,
Bedford,	Elwell,	Hanson, A. L.,	Poehler,	Sundberg,
Campbell,	Farrington,	Hanson, H. E.,	Putnam,	Swanson,
Canestorp,	Fitzpatrick,	Hinton,	Robinson,	Thorpe,
Canfield,	Fosseen,	Johnson, C. A.,	Sageng,	Weis,
Clague,	Glotzbach,	Johnson, V. L.,	Seward,	White,
Cooke,	Gunderson,	Johnston,	Smith,	Works,
Dale,	Gunn,	McColl,	Stephens,	Wright,
Donaldson,	Hackney,	McGowan,		

Those who voted in the negative were:

Alderman,	Calhoun,	Durment.	Hardy,	Wilson,
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So the bill passed and its title was agreed to.

Mr. Durment offered the following resolution :

*Be it Resolved*, That the President of the Senate be and he hereby is authorized and empowered to appoint a committee of five (5) Senators, members of this body, whose duty it shall be to consider and report to this Senate at the next session of the Legislature upon the advisability of providing by rule or otherwise :

1. That the Finance Committee shall report to the Senate not later than the twentieth day of the session, the probable amount which will be available for the payment of appropriations for the next succeeding two (2) years and the probable amounts necessary to be appropriated for the expenses of the different departments of the state government and for the public institutions of the state; and that the Secretary shall cause said report to be printed and thereafter shall cause to be printed each day the amount and purpose of appropriations carried in all bills passed by the Senate or recommended for passage; and that the Finance Committee shall report into the Senate not later than the sixtieth (60th) day of the session a bill or bills making the appropriations for all state institutions and ordinary expenses of the state government for the next succeeding two (2) years.

2. That a sufficient number of competent law clerks be employed, whose duty it shall be to examine each bill referred to any committee of the Senate immediately after its reference and to make report to said committee at the next day but one of the session, calling attention to the changes which the proposed bill would make in existing law and the legal objections to the bill as drawn, if any, which opinion shall be printed with the bill when recommended to pass.

And it shall be the duty of said committee of five (5) to prepare and recommend such rule or other action as in their judgment is desirable or advisable.

Mr. Durment gave notice of debate, so the resolution went over under the rules.

On motion of Mr. Smith H. F. No. 171 was taken from General Orders and referred to the Judiciary Committee.

#### INTRODUCTION OF BILLS.

Mr. Moonan introduced—

S. F. No. 558, A bill for an act to amend section one thousand

six hundred and thirty-two (1632), Revised Laws one thousand nine hundred and five (1905), relating to deposits of insurance companies, and to repeal chapter one hundred and eighty-one (181), Laws one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Insurance.

Mr. Campbell introduced—

S. F. No. 559, A bill for an act to amend section five thousand one hundred and thirty-four (5134) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on General Legislation.

Mr. Johnson, C. A., introduced—

S. F. No. 560, A bill for an act to improve the grounds of the state, comprising the former site of Fort Ridgely, in Nicollet County, by clearing the same and by acquiring additional and adjoining land and converting the whole into a public park,

Which was read the first time and referred to the Committee on Public Parks.

Mr. Hanson, A. L., introduced—

S. F. No. 561, A bill for an act to amend section four hundred and nineteen (419) of the Revised Laws of one thousand nine hundred and five (1905), relating to County Board,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Hanson, A. L., introduced—

S. F. No. 562, A bill for an act to amend section two thousand six hundred and fifty-eight (2658), Revised Laws one thousand nine hundred and five (1905), of the State of Minnesota, relating to seals of notaries public,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Hackney (by request) introduced—

S. F. No. 563, A bill for an act to establish and limit the liability of street car companies, for failure to perform their duties to their passengers,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Gunn introduced—

S. F. No. 564, A bill for an act to legalize the purchase and improvement in good faith by the county board, without authority by previous vote of the people, of property for the purpose of holding thereon agricultural fairs and exhibitions, and to authorize the completion of such improvements and the erection of further reasonable improvements thereon, in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 565, A bill for an act to amend section five hundred and thirty-four (534) of the Revised Laws of one thousand nine hundred and five (1905), relative to the office, records, indexes, and fees of registers of deeds,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Gunn introduced—

S. F. No. 566, A bill for an act to legalize and confirm the detachment of territory from incorporated villages in the State of Minnesota,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Clague introduced—

S. F. No. 567, A bill for an act to amend section two thousand and thirty-two (2032), Revised Laws one thousand nine hundred and five (1905), relating to the construction of railroads and the giving of notice and the filing of maps thereof with the Railroad and Warehouse Commission,

Which was read the first time and referred to the Committee on Railroads.

Mr. Sullivan moved a call of the Senate,

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Gunn,	McColl,	Smith,
Alderman,	Donaldson,	Hackney,	McGowan,	Stephens,
Bedford,	Dunn,	Hall,	Moonan,	Sullivan,
Calhoun,	Durment,	Hanson, A. L.,	Pauly,	Sundberg,
Campbell,	Du Toit,	Hanson, H. E.,	Poehler,	Swanson,
Canestorp,	Elwell,	Hardy,	Pugh,	Thorpe,
Canfield,	Farrington,	Hinton,	Putnam,	Weis,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Wilson,
Clague,	Fosseen,	Johnson, V. L.,	Sageng,	Works,
Coller,	Glotzbach,	Johnston,	Schaller,	Wright,
Cooke,	Gunderson,	Laybourn,	Seward,	

Messrs. Nelson, Briggs, Witherstine, Cashman were excused.

On motion of Mr. Sullivan further proceedings under the call were dispensed with.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 5, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and the extra parts thereof at the State Prison at Stillwater.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 10, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Johnston,	Sullivan,
Bedford,	Dale,	Hackney,	Poehler,	Sundberg,
Campbell,	Donaldson,	Hall,	Putnam,	Swanson,
Canestorp,	Du Toit,	Hanson, A. L.,	Sageng,	Thorpe,
Canfield,	Farrington,	Hanson, H. E.,	Schaller,	Weis,
Carpenter,	Fitzpatrick,	Hinton,	Seward,	Works,
Clague,	Glotzbach,	Johnson, C. A.,	Stephens,	Wright,
Coller,	Gunderson,	Johnson, V. L.,		

Those who voted in the negative were:

Alderman,	Durment,	McColl,	Pauly,	Smith,
Calhoun,	Fosseen	McGowan,	Pugh,	Wilson,

So the bill passed and its title was agreed to.

H. F. No. 346, A bill for an act to amend section 1916 of the Revised Laws 1905, relating to the commitment of patients to hospitals or asylums for the insane, and providing for the establishment of detention hospitals therefor.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hanson, A. L.,	Pauly,	Sullivan,
Alderman,	Durment,	Hanson, H. E.,	Poehler,	Sundberg,
Bedford,	Elwell,	Hinton,	Pugh,	Swanson,
Calhoun,	Farrington,	Johnson, C. A.,	Putnam,	Thorpe,
Campbell,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Weis,
Canestorp,	Fosseen,	Johnston,	Sageng,	White,
Canfield,	Glotzbach,	Laybourn,	Seward,	Works,
Carpenter,	Gunderson,	Moonan,	Stephens,	Wright,
Clague,	Gunn,			

So the bill passed and its title was agreed to.

#### THIRD READING OF SENATE BILLS.

S. F. No. 402 (substitute for S. F. Nos. 53 and 196), A bill for an act to amend sections one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972) of the Revised Laws of one thousand nine hundred and five (1905), relating to railroads, warehouses and grain,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Pauly,	Sundberg,
Alderman,	Dale,	Hackney,	Poehler,	Swanson,
Bedford,	Donaldson,	Hanson, A. L.,	Putnam,	Thorpe,
Campbell,	Elwell,	Hanson, H. E.,	Robinson,	Weis,
Canestorp,	Farrington,	Hardy,	Sageng,	White,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Schaller,	Wilson,
Carpenter,	Fosseen,	Johnson, V. L.,	Seward,	Works,
Clague,	Glotzbach,	Johnston,	Sullivan,	Wright,
Coller,	Gunderson,	Moonan,		

Mr. Calhoun voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 45, A bill for an act limiting the time within which real estate mortgages may be foreclosed when the date of maturity is not stated in the mortgage.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunderson,	Laybourn,	Sullivan,
Alderman,	Dale,	Gunn,	Moonan,	Sundberg,
Bedford,	Donaldson,	Hackney,	Pauly,	Swanson,
Calhoun,	Dunn,	Hanson, A. L.,	Poehler,	Thorpe,
Campbell,	Durment,	Hanson, H. E.,	Putnam,	Weis,
Canestorp,	Elwell,	Hinton,	Robinson,	White,
Canfield,	Farrington,	Johnson, C. A.,	Sageng,	Wilson,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Schaller,	Works,
Clague,	Fosseen,	Johnston,	Seward,	White,
Coller,	Glotsbach,			

So the bill passed and its title was agreed to.

S. F. No. 87, A bill for an act to amend section four thousand five hundred and one (4501), of the Revised Laws of one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotsbach,	Johnston,	Schaller,
Alderman,	Cooke,	Gunderson,	McColl,	Seward,
Bedford,	Dale,	Gunn,	McGowan,	Sullivan,
Calhoun,	Donaldson,	Hackney,	Moonan,	Swanson,
Campbell,	Durment,	Hanson, A. L.,	Pauly,	Sundberg,
Canestorp,	Elwell,	Hanson, H. E.,	Poehler,	Thorpe,
Canfield,	Farrington,	Hardy,	Robinson,	Works,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Wright,
Clague,	Fosseen,	Johnson, V. L.,		

So the bill passed and its title was agreed to.

S. F. No. 283, A bill for an act to amend section one hundred and twenty-five (125) of chapter five (5) of the Revised Laws of one thousand nine hundred and five (1905), relating to municipal courts,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 35 and nays 3, as follows :

Those who voted in the affirmative were :

Ahmann,	Clague,	Fosséen,	Johnson, V. L.,	Schaller,
Alderman,	Coller,	Glotzbach,	Johnston,	Seward,
Bedford,	Cooke,	Gunderson,	McColl,	Smith,
Calhoun,	Donaldson,	Hackney,	Moonan,	Sullivan,
Campbell,	Durment,	Hall,	Pauly,	Sundberg,
Canestorp,	Elwell,	Hardy,	Robinson,	Thorpe,
Carpenter,	Fitzpatrick,	Hinton,	Sageng,	Works,

Those who voted in the negative were :

Canfield,      Hanson, H. E.,      Wright,

So the bill passed and its title was agreed to.

S. F. No. 385, A bill for an act to amend Section one thousand seven hundred forty-one (1741), Revised Laws of one thousand nine hundred five (1905), relating to licenses for the sale of milk and cream,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows :

Those who voted in the affirmative were :

Alderman,	Clague,	Gunderson,	Johnson, V. L.,	Schaller,
Ahmann,	Dale,	Gunn,	Laybourn,	Smith,
Bedford,	Donaldson,	Hackney,	Moonan,	Sullivan,
Calhoun,	Durment,	Hall,	Pauly,	Sundberg,
Campbell,	Elwell,	Hanson, A. L.,	Poehler,	Swanson,
Canestorp,	Farrington,	Hanson, H. E.,	Robinson,	White,
Canfield,	Fosseén,	Johnson, C. A.,	Sageng,	Wright,
Carpenter,	Glotzbach,			

So the bill passed and its title was agreed to.

S. F. No. 392, A bill for an act to amend section one thousand six hundred and sixty-five (1665), Revised Laws one thousand nine hundred and five (1905), relating to town and farmer's mutual insurance companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none; as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Laybourn,	Sullivan,
Alderman,	Donaldson,	Hackney,	Moonan,	Sundberg,
Campbell,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Canestorp,	Elwell,	Hanson, H. E.,	Robinson,	Thorpe,
Canfield,	Farrington,	Hinton,	Sageng,	White,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Schaller,	Works,
Clague,	Fosseen,	Johnson, V. L.,	Seward,	Wright,
Cooke,	Gunderson,	Johnston,		

So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Sullivan in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 343 and 345,

Which they report back and recommend that they do pass.

Also

S. F. No. 50,

Which they report back and recommend that it be indefinitely postponed.

Mr. Sullivan moved that the report of the committee be adopted.

On motion of Mr. Sageng S. F. No. 50 was excepted from the report.

The report of the Committee of the Whole was then adopted, except as to S. F. No. 50.

Mr. Sageng moved that S. F. No. 50 be placed on the calendar.

Mr. Sullivan moved as a substitute that S. F. No. 50 be indefinitely postponed.

The question being taken on the motion to indefinitely postpone,

And the roll being called there were yeas 36 and nays 14, as follows :

Those who voted in the affirmative were :

Ahmann,	Cooke,	Fitzpatrick,	Johnson, C. A.,	Robinson,
Alderman,	Donaldson,	Fosseen,	Johnson, V. L.,	Schaller,
Calhoun,	Dunn,	Gunderson,	Laybourn,	Seward,
Campbell,	Durment,	Gunn,	Moonan,	Smith,
Canfield,	Du Toit,	Hanson, H. E.,	Pauly,	Sullivan,
Carpenter,	Elwell,	Hardy,	Pugh,	Weis,
Clague,	Farrington,	Hinton,	Putnam,	White,
Coller,				

Those who voted in the negative were :

Bedford,	Hanson, A. L.,	McGowan,	Sundberg,	Works,
Canestorp,	Johnston,	Sageng,	Thorpe,	Wright,
Hackney,	McColl,	Stephens,	Wilson,	

So the motion was adopted.

Mr. Johnston moved that the vote by which S. F. No. 50 was indefinitely postponed be reconsidered,

Which motion did not prevail.

Mr. Robinson moved

That the rules be suspended and that

S. F. No. 343, A bill for an act authorizing cities of this state having a population of ten thousand (10,000) inhabitants or less to issue and sell negotiable coupon bonds to take up their past due indebtedness in such cities,

Be read the third time and put upon its final passage.

Which motion prevailed.

S. F. No. 343, A bill for an act authorizing cities of this state having a population of ten thousand (10,000) inhabitants or less to issue and sell negotiable coupon bonds to take up their past due indebtedness in such cities,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Coller,	Gunn,	McColl,	Sullivan,
Alderman,	Cooke,	Hackney,	McGowan,	Sundberg,
Bedford,	Donaldson,	Hall,	Poehler,	Swanson,
Calhoun,	Dunn,	Hanson, H. E.,	Robinson,	Thorpe,
Campbell,	Durment,	Hardy,	Sageng,	White,
Canestorp,	Du Toit,	Johnson, C. A.,	Schaller,	Wilson,
Canfield,	Elwell,	Johnson, V. L.,	Seward,	Works,
Carpenter,	Fosseen,	Johnston,	Smith,	Wright,
Clague,	Gunderson,	Laybourn,		

So the bill passed and its title was agreed to.

Mr. Robinson moved—

That the rules be suspended and that

S. F. No. 345, A bill for an act to authorize cities having a population of ten thousand (10,000) inhabitants or less to purchase, acquire, install, construct, extend and improve water works, and to issue bonds for such purpose,

Be read the third time and put upon its final passage.

Which motion prevailed.

S. F. No. 345, A bill for an act to authorize cities having a population of ten thousand (10,000) inhabitants or less to purchase, acquire, install, construct, extend and improve water works, and to issue bonds for such purpose,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hall,	Laybourn,	Smith,
Alderman,	Dunn,	Hanson, A. L.,	McColl,	Stephens,
Bedford,	Durment,	Hanson, H. E.,	Poehler,	Sullivan,
Canestorp,	Du Toit,	Hardy,	Pugh,	Sundberg,
Canfield,	Elwell,	Hinton,	Robinson,	Swanson,
Carpenter,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Thorpe,
Clague,	Gunderson,	Johnson, V. L.,	Schaller,	Weis,
Coller,	Gunn,	Johnston,	Seward,	White,
Cooke,	Hackney,			

So the bill passed and its title was agreed to.

On motion of Mr. Hardy the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-SECOND DAY.

ST. PAUL, WEDNESDAY, March 13, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Gunn,	McGowan,	Stephens,
Alderman,	Dale,	Hackney,	Moonan,	Sullivan,
Anderson,	Donaldson,	Hall,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Swanson,
Calhoun,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Campbell,	Du Toit,	Hardy,	Pugh,	Vail,
Canestorp,	Elwell,	Hinton,	Putnam,	Weis,
Canfield,	Farrington,	Johnson, C. A.,	Robinson,	White,
Carpenter,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Cashman,	Fosseen,	Johnston,	Schaller,	Witherstine,
Clague,	Glotsbach,	Laybourn,	Seward,	Works,
Coller,	Gunderson,	McColl,	Smith,	Wright,

Quorum present.

Messrs. Briggs, Naeseth and Peterson were excused.

The President presented a copy of resolutions passed at the annual convention of the State Dairymen's Association relating to inspection of creameries and the semi-centennial exposition, which was referred to the Committee on State Fair, and a resolution passed by the Zetetic Club of Minneapolis urging the passage of S. F. No. 100 and H. F. No. 87, which was referred to the Committee on State Training School, and a resolution passed by the Citizens' League of St. Peter, urging the passage of S. F. No. 100, which was referred to the Committee on State Training School.

## MOTIONS AND RESOLUTIONS.

Mr. Wilson offered the following preamble and resolution, and moved its adoption:

WHEREAS, There will be many amendments made to the Revised Laws, 1905, during this session of the Legislature, and

WHEREAS, The present edition of the Revised Laws, 1905, is about exhausted, and it will be necessary to publish a new edition, therefore be it

*Resolved*, That the Commissioners of Printing for this state be, and they are hereby requested, to investigate and report to this Legislature, at its earliest convenience, whether it will be practicable to include such amendments in such new edition, and the probable cost of making such changes, and whether, if such amendments be incorporated, it will be necessary to employ the services of some competent person to edit and annotate such revised edition.

Adopted.

## INTRODUCTION OF BILLS.

Mr. Hall introduced—

S. F. No. 568, A bill for an act to create a state board of examiners for chiropractic and natural healing methods, to regulate the practice of the same in the State of Minnesota, to license chiropractors and to punish persons violating the provisions of this act,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Moonan introduced—

S. F. No. 569, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. McColl introduced—

S. F. No. 570, A bill for an act entitled an act to provide for the nomination of candidates and the selection of a candidate for Senator in Congress from this state by direct vote of the people,

Which was read the first time and referred to the Committee on Elections.

Mr. McColl (by request) introduced—

S. F. No. 571, A bill for an act to regulate the salary of the county coroner in counties having a population of one hundred and fifty thousand (150,000) and not more than two hundred thousand (200,000) and to provide for the payment thereof,

Which was read the first time and referred to the Ramsey Delegation.

Mr. Robinson introduced—

S. F. No. 572, A bill for an act to appropriate money to aid in the repairing of the Sauk River bridge across the Sauk River at section 8, township 124, range 28, in Stearns County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Robinson introduced—

S. F. No. 573, A bill for an act relating to the recording of deeds and conveyances of real estate,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Robinson introduced—

S. F. No. 574, A bill for an act defining the force and effect of final decrees issued by the probate court of this state and recorded in the office of the Register of Deeds and to legalize certain of the same, and to limit the time within which their validity may be questioned,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Swanson introduced—

S. F. No. 575, A bill for an act to aid in the improvement of roads and bridges in Anoka County, and appropriating money therefor,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Sageng introduced—

S. F. No. 576, A bill for an act to repeal section eight hundred and thirty-six (836), Revised Laws one thousand nine hundred and five (1905), relating to taxation,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Stephens introduced—

S. F. No. 577, A bill for an act to appropriate money for the maintenance and support of the sub-station at Crookston, Minnesota,

Which was read the first time and referred to the Committee on Finance.

Mr. Stephens introduced—

S. F. No. 578, A bill for an act to appropriate money for buildings and equipment for and maintenance of the Crookston Branch School of Agriculture,

Which was read the first time and referred to the Committee on Finance.

Mr. Johnson, V. L., introduced—

S. F. No. 579, A bill for an act to appropriate money out of the internal improvement fund to aid in repairing or buildings roads and bridges, as the case may be, in the town of Branch, Chisago County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. White (by request) introduced—

S. F. No. 580, A bill for an act to provide compensation for members of the State Board of Health in attending the meetings of said board,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. White (by request) introduced—

S. F. No. 581, A bill for an act for the abatement of a nuisance, source of filth or cause of sickness.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Poehler introduced—

S. F. No. 582, A bill for an act to appropriate the sum of one thousand five hundred (1,500) dollars to aid in constructing a road and in building bridges and culverts thereon in Sibley County,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunn introduced—

S. F. No. 583, A bill for an act to reimburse Thomas Hughes for the value of improvements erected by him on state land by mistake and paid for by him on purchasing said land,

Which was read the first time and referred to the Committee on Claims.

Mr. Gunn introduced—

S. F. No. 584, A bill for an act to provide for the apportionment to graded schools in the same district with an aided high school when such district comprises ten (10) or more townships, of a share or shares of moneys appropriated pursuant to sections one thousand four hundred and sixteen (1416) to one thousand four hundred and twenty-three (1423), inclusive, of the Revised Laws of one thousand nine hundred and five (1905), and acts amendatory thereof,

Which was read the first time and referred to the Committee on Education.

Mr. Johnston introduced—

S. F. No. 585, A bill for an act defining the duty of railroads, railroad corporations, railroad companies, express companies, car companies and every common carrier other than water, and all the person or persons operating such common carriers as receivers, lessee, or trustee, in the transportation of any kind of live stock, and providing an average minimum rate of speed of all trains carrying any such live stock and providing for the transportation and comfort for the person or persons in charge of such stock, and providing penalties for all failure to comply with provisions of this act,

Which was read the first time and referred to the Committee on Railroads.

On motion of Mr. Johnston 500 copies of S. F. No. 585 were ordered printed.

Mr. Hardy introduced—

S. F. No. 586, A bill for an act entitled an act to authorize any city in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants to issue and sell bonds for the purpose of acquiring site and construction of new fire engine houses and acquiring new equipment for its fire department,

Which was read the first time and referred to the Ramsey, Hennepin and St. Louis Delegation.

#### REPORTS OF STANDING COMMITTEES.

Mr. Schaller, from the Committee on Forestry and Fire Protection, to which was referred—

S. F. No. 107, A bill for an act proposing an amendment to section one (1) of article nine (9) of the Constitution of the State of Minnesota, relating to taxation.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Canfield, of the Committee on Towns and Counties, to which was referred—

S. F. No. 185. A bill for an act to amend subdivision eight (8) of section four hundred and thirty-four (434) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to powers of county boards.

Reports the same back with the recommendation that the said bill be amended by striking out of section 1 thereof the last three lines of said section and inserting in lieu thereof the following: "And for the purpose of maintaining any public hospital wherein is kept or treated pauper patients of the county a sum of money not exceeding five hundred dollars (\$500.00) per annum."

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 215, A bill for an act proposing an amendment to article seven (7) of the Constitution of the State of Minnesota, relating to the qualification of electors within the state.

Reports the same back with the recommendation that the bill do pass

Adopted.

The Committee on Education, to which was referred—

S. F. No. 380, (substitute for S. F. No. 170), A bill for an act to amend section one thousand four hundred forty-six (1446), Revised Laws one thousand nine hundred five (1905), as amended and supplemented by Chapter two hundred sixty-five (265) of the General Laws of Minnesota for the year one thousand nine hundred five (1905), relating to compulsory education.

Reports the same back with the recommendation that it be amended by striking out the period at the end of section 1, and adding to said section the following:

“(5) That he is properly taught in some parochial or private school during the entire time the public schools of such district or city are in session,”

And that when so amended the bill do pass.

Adopted.

Mr. Durment, from the Committee on Public Buildings, to which was referred—

S. F. No. 526, A bill for an act to establish a state hospital for indigent, crippled and deformed children, etc.,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

H. F. No. 4, A bill for an act to amend section twenty-five (25),

chapter three (3) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to amendments of the state constitution,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 504, A bill for an act to amend section one thousand one hundred and ninety-five (1195) of the Revised Laws of one thousand nine hundred and five (1905), relating to width of bridges,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 480, A bill for an act to provide for the erection and maintenance of guide posts and guide boards at points where public roads cross or branch in different directions, and providing a penalty for the effacement and injury of the same,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

H. F. No. 161,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Sullivan, of the Committee on State Prison, to which was referred—

S. F. No. 296, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain

a plant for the manufacture of barb wire and wire nails at the State Prison at Stillwater.

Recommends that the same be amended by adding the words "woven wire" after the words "barb wire" in the third line of the title thereof, and by adding the words "woven wire" after the words "barb wire" in the last line of section 1 thereof, and that as so amended the same do pass,

Adopted.

Mr. Sullivan, of the Committee on State Prison, to which was referred—

H. F. No. 586,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Sullivan, of the Committee on State Prison, to which was referred—

H. F. No. 227,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Sullivan, of the Committee on State Prison, to which was referred—

S. F. No. 519,

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 185, 215, 296, 480, 504, 519 and 526,

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 4, 161, 227 and 586

Were read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 110, A bill for an act to require an annual apportionment and account of surplus of life insurance companies as to policies heretofore issued,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays 1, as follows :

Those who voted in the affirmative were :

Ahmann,	Coller,	Gunderson,	Nelson,	Swanson,
Alderman,	Dale,	Hall,	Poehler,	Thorpe,
Anderson,	Donaldson,	Hanson, A. L.,	Pugh,	Vail,
Bedford,	Durment,	Hanson, H. E.,	Sageng,	Weis,
Campbell,	Elwel,	Johnson, V. L.,	Seward,	White,
Canfield,	Farrington,	Johnston,	Stephens,	Witherstine,
Carpenter,	Fitzpatrick,	Laybourn,	Sullivan,	Works,
Cashman,	Fosseen,	McColl,	Sundberg,	Wright,
Clague,	Glotsbach,			

Mr. Calhoun voted in the negative.

So the bill passed and its title was agreed to.

On motion of Mr. Hackney S. F. No. 295 was ordered reprinted as amended and not lose its place on General Orders,

Which motion prevailed.

Mr. Sullivan moved that H. F. No. 204 be excepted from the report and be referred to the Committee of the Whole,

Which motion prevailed.

## ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. Nos. 16, 81, 98, 108, 118, 122, 161, 162, 166 and 376,

Which report was agreed to.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Durment in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 512, 330, 492, 494, 481, 438, 404, 234, 352, 403, 436, 473, 465, 181, 255, 366, 420,

H. F. Nos. 204, 233, 41, 144, 59, 77, 115, 126,

Which they report back and recommend that they do pass.

Also,

S. F. No. 137,

H. F. Nos. 116, 327

Upon which they report progress and ask leave to sit again.

Also S. F. No. 142,

Which they report back and recommend that it be re-referred to the Committee on Temperance without losing its place on General Orders.

Also S. F. No. 295, with the following amendments, which were adopted and with the recommendation that the bill be reprinted.

Amend S. F. No. 295 as follows:

Insert after the word "treasurer" in line six (6) of section one (1) the names, secretary of state, J. T. Mannix of Minneapolis, Minnesota; F. B. Lynch of St. Paul, Minnesota; Charles C. Whitney of Marshall, Minnesota; C. H. Koehler of Minneapolis, Minnesota, and M. B. Cullum of Duluth, Minnesota.

In section 2, page 2, insert the words "so much of" before the words "the money" in line two of said section.

Insert the words "as may be necessary may" in the place of the word "shall" and strike out the words "the improvement of the State Fair Grounds" immediately following the word "shall," in line three of said section 2.

In section 12, page 8, after the word "in" of line 14 add the following, "erecting permanent buildings for restaurant purposes to an amount not exceeding \$50,000."

In section 13, page 10, after the word "state" in line 45 of sub-section 7, insert the words "if there be no funds to the credit of said State Agricultural Society in the office of said State Treasurer; but if there be funds to the credit of such society therein, then such interest shall be by him charged to the fund last mentioned."

After the word "certificates" in line 46 of sub-section 7 of section 13, page 10, insert the words "if the same are paid from the general revenue fund."

At the end of section 14, page 10, add the following words, "and the same shall be used only to pay interest upon and to retire said certificates of indebtedness issued under the provisions of this act."

Also S. F. No. 513, to pass with the following amendment:

Amend S. F. No. 513 by substituting the following for the last two lines of the bill: "And no person shall shoot, or shoot at, any wild ducks, geese or brant, with any rifle or revolver while such wild ducks, geese or brant are sitting on the water, or as they arise from the water."

Also progress in S. F. No. 66, after adopting the following amendment:

Amend S. F. No. 66 as follows: In the eighth line of the printed bill insert a comma after the word "given" and strike out the comma after the word "thereafter;" also in the same line insert after the word "nor" the word "if."

Adopted.

Also S. F. No. 254, to pass, with the following amendment:

Amend S. F. No. 254 by striking out the words "twentieth" wherever the same occur in said bill and inserting in lieu thereof the word "nineteenth."

Also progress on S. F. No. 474, after adopting the following amendment:

Amend S. F. No. 474 as follows:

In the title of said bill strike out the words and figures "two

hundred and forty-four (244)" and insert in lieu thereof the words and figures "two hundred and four (204)."

Amend S. F. No. 474 as follows :

In line 1 of section 1 strike out the words and figures "two hundred and forty-four (244)" and insert in lieu thereof the words and figures "two hundred and four (204)."

Also S. F. No. 544, which they report back with the recommendation that it be referred to the Judiciary Committee to investigate its constitutionality, the bill to retain its place on General Orders.

Mr. Durment moved that the report of the committee be adopted.

On motion of Mr. Sullivan

H. F. No. 204 was excepted from the report.

The report of the Committee of the Whole was then adopted, except as to H. F. No. 204.

Mr. Sullivan moved that

H. F. No. 204 be re-committed to the Committee of the Whole for further consideration.

Which motion prevailed.

On motion of Mr. Canestorp the Senate adjourned until tomorrow at 10 o'clock.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-THIRD DAY.

ST. PAUL, THURSDAY, March 14, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Elwell,	Hinton,	Poehler,	Thorpe,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fosseen,	Johnston,	Robinson,	White,
Carpenter,	Glottzbach,	Laybourn,	Sageng,	Wilson,
Cashman,	Gunderson,	McColl,	Schaller,	Witherstone,
Clague,	Gunn,	McGowan,	Seward,	Works,
Coller,	Hackney,	Moonan,	Smith,	Wright,
Cooke,				

Quorum present.

Messrs. Briggs and Du Toit were excused.

Mr. Fitzpatrick offered—

Petitions relating to S. F. No. 78 and H. F. No. 100, relating to initiative and referendum,

Which was referred to the Committee on Judiciary.

Mr. Thorpe offered—

A resolution by citizens of the village of Atwater, protesting against the passage of a bill relating to a semi-centennial celebration and exposition,

Which was referred to the Committee on State Fair and Agricultural Societies.

Mr. Anderson offered—

A petition relating to S. F. No. 427, regulating the sale of carbolic acid, from citizens of Freeborn County,

Which was referred to the Committee on Public Health and Pure Food.

REPORTS OF COMMISSION ON HOSPITAL FOR CRIPPLED CHILDREN.

*To the Hon. Senate and House of Representatives of the State of Minnesota:*

Your commission, created by chapter 78 of the Laws of 1905, would respectfully report as follows:

Prior to 1897 no attempt had been made by any state in the Union to relieve crippled children of their deformities at the public expense. To our own state was reserved the honorable distinction of taking the first step in this direction. It is gratifying to notice that the great state of New York, from which we have borrowed so much in legislative enactment, judicial decision and state policy has followed our example in this matter. A law similar to our own has been enacted and this new charity has been established by the Empire State. Other states have also taken up the work and are establishing hospitals.

Our present statute was passed at the session of 1897, and the work was commenced November first of that year. Up to this date four hundred and fifteen applications have been made for the admission of children, and three hundred and sixty-four have been actually received and treated.

After full inquiry and consideration we are of the opinion that it is advisable for the state to now establish a complete hospital of its own for the care and education of indigent, crippled and deformed children, who are not mentally diseased.

We believe that there are in the state at this time several hundred such children, who need medical care and education. The Board of Regents says in its last annual report on this work:

"There are, no doubt, many hundreds of indigent children in Minnesota suffering from various deformities, such as club feet, hip disease, spinal disease and dislocation of joints, most of which cannot only be remedied, but entirely cured, under the care of a competent orthopedic surgeon, having at his command suitable hospital facilities, braces, mechanical appliances, etc. Few people appreciate what modern science has been able to accomplish in this

direction. And this can be done without any considerable pain or suffering to the child. On the contrary, the child is, in most instances, relieved from pain as soon as the treatment commences. If these children are taken while young they may be saved from the terrible misfortune of going through life as cripples and hunchbacks, and instead of being helpless paupers and beggars they may become respectable, self-supporting citizens. It is difficult to imagine a more humane or a more profitable work in which the state could engage or to which it could devote a small part of its revenue."

To properly meet the wants and supply the needs of these crippled children, the state should have not only a hospital for their medical treatment, but also some facilities for keeping up their education while they remain in the hospital, and also an industrial school or shop in which those who must always remain more or less deformed can be taught some trade or occupation adapted to their condition.

Taking up these items in detail we say the state needs first of all, a hospital building properly constructed and equipped, sufficient to accommodate at least one hundred patients. To erect and equip such a building will cost about \$150,000, and to maintain it after it is erected and equipped will cost about \$30,000 a year.

A majority of the patients must be detained in the hospital from six months to three years. During this period they should be given by a competent teacher, such instructions as are given other children of similar ages, in common schools. There is no reason why they should lose this whole interval from school. Of course there will be some children who cannot receive any instruction; but the number will be small. This will require the erection of a small building for the school house. It will not cost more than \$10,000, and to maintain it would cost about \$2,500 per annum.

If a complete cure cannot be effected; if the child can only be relieved and improved, but must still go through life in a more or less crippled condition, then he should be taught some useful trade or business suited to his deformed condition, such as typewriting, telegraphy, making baskets, brushes, brooms or other articles of a similar character. This is now becoming a well recognized part of the work to be done in hospitals for crippled children.

This leads to the industrial feature of the work. The building last mentioned would probably be sufficient for the school and

the manual training also, and the annual cost of maintaining both together would be about \$5,000.

With an equipment of this kind the state can care for all of her indigent crippled children for many years. In no other charitable effort can the state accomplish more good. The insane must be cared for of course, but in most instances all that can be done is to house, feed and make them comfortable. We cannot "minister to a mind diseased," with much hope of effecting a cure. The blind, the dumb and the deaf will continue to be blind, dumb and deaf in most instances, though much can be done to improve their usefulness. With the deformed child the conditions are different. He can be cured. There is no longer any excuse for allowing a child to grow up with a club foot, a hare lip or a cleft palate. A perfect and permanent cure can be effected. The same may be said of most cases of hunchback and hip disease. We do not say, of course, that every child can be cured of every deformity. Some will not be reached in time, and a few will not respond to the very best treatment.

A cardinal principle of modern charity is to help the needy to help themselves. This is beautifully exemplified in the work under consideration. Instead of helpless, deformed paupers, the state will have self respecting, wage earning, tax paying citizens, it being understood always that we do not propose to treat any children except those who are indigent.

Three-fourths of all the children who come to the hospital are affected with tuberculosis in one form or another. For these patients fresh air, sunlight and outdoor exercise are more essential and beneficial than medicine. This calls for grounds of some size surrounding the hospital and suggests that the building should not be located in a thickly populated district. There ought to be at least five acres of land on which to erect the buildings, and the whole environment should be as sanitary and salubrious as possible.

The Mayor of St. Paul, the Commercial Club, the Business League and citizens of St. Paul have tendered to the state through this commission certain lands and buildings in Ramsey County, and \$5,000 in money, all of which are fully described and set forth in the offer, a true copy of which is hereto attached and made a part of this report.

The two buildings referred to in the first subdivision of the

offer are sufficient to accommodate one hundred children, both for hospital and school purposes.

The tract of land near Lake Phalen referred to in the third subdivision of the offer would be very desirable as a site for a sanitarium for the tuberculosis cases and also as an outing field for patients who could be moved from the hospital.

Under the contract referred to in the fifth subdivision of this offer the Board of Regents now pays the City and County Hospital \$3.75 per week for all children under twelve years of age, and \$4.50 per week for children between twelve and sixteen years. This includes nursing, food, washing, medicines, bandages, anaesthetics, use of operating room, etc. It is an economical arrangement.

If the hospital is to be located in Ramsey County we recommend that this offer be accepted, and that it be located on the land designated therein.

Respectfully submitted,

ARTHUR J. GILLETTE,  
STEPHEN MAHONEY,  
ROBERT O. EARL.

OFFER MADE BY THE MAYOR, THE COMMERCIAL CLUB, THE BUSINESS  
LEAGUE AND CITIZENS OF ST. PAUL.

ST. PAUL, MINNESOTA, March 5, 1907.

To Arthur J. Gillette, Stephen Mahoney and Robert O. Earl, commissioners appointed pursuant to the provisions of chapter 78 of the General Laws of the State of Minnesota for the year 1905, to investigate the advisability of establishing in Ramsey County, Minnesota, a state hospital under the management and control of the Board of Regents of the State University, for the treatment, care and education of crippled and deformed children not mentally diseased, who are indigent:

The undersigned, representing the City of St. Paul and certain of its citizens, do hereby, pursuant to the provisions of said act, tender to you as such commissioners, to report to the Legislature and tender to the State of Minnesota the following gifts and donations, to aid in the establishment and location of a state hospital for indigent, crippled and deformed children, in the City of St. Paul, Minnesota.

1. The City of St. Paul tenders to the state for such purpose

the following described tract of land, having a frontage of one hundred and twenty-eight feet and a depth of one hundred and seventy feet, upon which there are located two two-story and basement brick buildings, being the buildings now used for the treatment of crippled and deformed children, pursuant to the provisions of chapter 289 of the General Laws of the State of Minnesota for the year 1897, said buildings are approximately one hundred and seventy feet by forty feet and seventy-five feet by fifty feet in size, to-wit:

Northerly twenty-four feet of westerly forty-five feet of lot three (3), and westerly forty-five feet of lots four (4) and five (5), and southerly two and six-tenths feet of westerly forty-five feet of lot six (6), and southerly two and six-tenths feet of lot seventeen (17) and all of lots eighteen (18) and nineteen (19) fourteen (14) of Stinson, Brown and Ramsey's Addition to St. Paul.

2. The City of St. Paul tenders to the state for such purpose the following described tract of land adjoining the first tract herein described and adjoining the hospital buildings of the City and County Hospital in the City of St. Paul. Said last described tract of land contains approximately four and one-half acres of land, overlooks the Mississippi River and is admirably located and designed for playgrounds for crippled children, and is valuable, or will be valuable in the event that enlargement or extension of buildings may be required for the treatment of such crippled children, to-wit:

Commencing at a point on the southerly line of Niederhoefer Street and one hundred and three feet easterly from the easterly line of Richmond Street; thence southerly parallel with Richmond Street, seventy-three feet; thence westerly parallel with the southerly line of Niederhoefer Street, forty feet; thence southerly, parallel with Richmond Street, one hundred and forty-two feet; thence westerly, parallel with the southerly line of Niederhoefer Street, one hundred and twenty-eight feet; thence southerly, parallel with Richmond Street to a point one hundred and fifty feet south of the southerly line of Jefferson avenue; thence easterly on a line parallel with the southerly line of Jefferson Avenue to a point where the center line of Richmond Street produced southerly would intersect said line; thence southerly on said center line of Richmond Street if produced southerly to the northerly line of the right of way of the Chicago, St. Paul, Minneapolis & Omaha Rail-

way Company; thence northeasterly along said right of way to a point on the northerly line of lot thirty-three (33), Sloan's subdivision of part of block fifteen (15), Stinson, Brown & Ramsey's Addition, intersecting said right of way; thence westerly on the northerly line of lots 33, 34, 35 and 36, Sloan's subdivision of part of block 15, Stinson, Brown & Ramsey's Addition to the southeasterly corner of lot 10 of said Sloan's subdivision; thence northerly along the easterly line of said lot 10 to the southerly line of Niederhoefer Street; thence westerly on the southerly line of Niederhoefer Street one hundred and forty-seven feet to place of beginning, being part of Sloan's subdivision and part of block 16, Stinson, Brown & Ramsey's Addition to St. Paul.

3. Certain citizens of St. Paul, the Business League and the Commercial Club of St. Paul tender to the State of Minnesota for such purpose, the following tract of land, containing approximately twenty-three acres, triangular in form, abutting on Phalen Park, and abutting one-quarter of a mile on Forest Street, upon which is located the street railway. This tract of land is beautifully located and is designed to be used in connection with said hospital, as a fresh-air sanitarium for the convalescent crippled children, to-wit:

All of the northeast quarter of the southwest quarter of section twenty-one (21), township twenty-nine (29), range twenty-two (22), Ramsey County, Minnesota, reserving therefrom seventeen acres of land taken under condemnation proceedings by the City of St. Paul for Phalen Park.

4. The said citizens of St. Paul, the Business League and Commercial Club also tender to the state for such purpose, the sum of five thousand dollars (\$5,000.00) for the purpose of constructing upon said twenty-three acres of land a cottage or cottages and other improvements necessary to equip said premises for the purposes aforesaid. Said citizens, said Business League and said Commercial Club undertake either to furnish to the state the \$5,000 for the construction of the building or buildings aforesaid, or will, at the option of the officials in charge of said institution, construct the cottage or cottages thereon.

5. The proper officials of the City of St. Paul having in control the said City and County Hospital above referred to, hereby tender to the state to enter into a contract with said state, through its proper officials, to furnish the maintenance, medical supplies and medical attendance for the crippled and deformed children in said

institution, for a term of two, three, four or five years, at the option of the state, on the same terms and conditions and for the same per capita charge as has prevailed in the past, under the provisions of said chapter 289 of the General Laws of Minnesota for the year 1897.

6. Attached hereto are blue-print plats, showing the size and location of each of the three tracts of land herein referred to.

If this tender is accepted, each of these three tracts of land will be duly conveyed by the proper holders of the title thereof, free from all incumbrances, to the State of Minnesota for the purpose aforesaid.

ROBERT A. SMITH,  
Mayor of the City of St. Paul.

FRANK G. LOCKE,  
On behalf of the Commercial Club and Citizens of St. Paul.

LUTHER S. CUSHING,  
On behalf of the Business League of St. Paul.

*To the Hon. Senate and House of Representatives of the State of Minnesota:*

Your commission created by chapter 203 of the Laws of 1905, would respectfully report as follows:

Prior to 1897 no attempt had been made by any state in the Union to relieve crippled children of their deformities at the public expense. To our own state was reserved the honorable distinction of taking the first step in this direction. It is gratifying to notice that the great state of New York, from which we have borrowed so much in legislative enactment, judicial decision and state policy has followed our example in this matter. A law similar to our own has been enacted and this new charity has been established by the Empire State. Other states have also taken up the work and are establishing hospitals.

Our present statute was passed at the session of 1897, and the work was commenced November first of that year. Up to this date four hundred and fifteen applications have been made for the admission of children, and three hundred and sixty-four have been actually received and treated.

After full inquiry and consideration we are of the opinion that it is advisable for the state to now establish a complete hospital of its own for the care and education of indigent, crippled and deformed children, who are not mentally diseased.

We believe that there are in the state at this time several hundred such children, who need medical care and education. The Board of Regents says in its last annual report on this work:

"There are, no doubt, many hundreds of indigent children in Minnesota suffering from various deformities, such as club feet, hip disease, spinal disease and dislocation of joints, most of which cannot only be remedied, but entirely cured, under the care of a competent orthopedic surgeon, having at his command suitable hospital facilities, braces, mechanical appliances, etc. Few people appreciate what modern science has been able to accomplish in this direction. And this can be done without any considerable pain or suffering to the child. On the contrary, the child is, in most instances, relieved from pain as soon as the treatment commences. If these children are taken while young, they may be saved the terrible misfortune of going through life as cripples and hunchbacks, and instead of being helpless paupers and beggars they may become respectable, self-supporting citizens. It is difficult to imagine a more humane or a more profitable work in which the state could engage or to which it could devote a small part of its revenue."

To properly meet the wants and supply the needs of these crippled children, the state should have not only a hospital for their medical treatment, but also some facilities for keeping up their education while they remain in the hospital and also an industrial school or shop in which those who must always remain more or less deformed can be taught some trade or occupation adapted to their condition.

Taking up these items in detail, we say the state needs first of all, a hospital building properly constructed and equipped, sufficient to accommodate at least one hundred patients. To erect and equip such a building will cost about \$150,000, and to maintain it after it is erected and equipped will cost about \$30,000 a year.

A majority of the patients must be detained in the hospital from six months to three years. During this period they should be given by a competent teacher, such instructions as are given other children of similar ages, in common schools. There is no reason why they should lose this whole interval from school. Of course there will be some children who cannot receive any instruction; but the number will be small. This will require the erection of a small building for the school house. It would not cost more than \$10,000 and to maintain it would cost about \$2,500 per annum.

If a complete cure cannot be effected; if the child can only be relieved and improved, but must still go through life in a more or less crippled condition, then he should be taught some useful trade or business suited to his deformed condition, such as typewriting, telegraphy, making baskets, brushes, brooms or other articles of a similar character. This is now becoming a well recognized part of the work to be done in hospitals for crippled children.

This leads to the industrial feature of the work. The building last mentioned would probably be sufficient for the school and manual training also, and the annual cost of maintaining both together would be about \$5,000.

With an equipment of this kind the state can care for all of her indigent and crippled children for many years. In no other charitable effort can the state accomplish more good. The insane must be cared for, of course, but in most instances all that can be done is to house, feed, and make them comfortable. We cannot "minister to a mind diseased," with much hope of effecting a cure. The blind, the dumb and the deaf will continue to be blind, dumb and deaf in most instances, though much can be done to improve their usefulness. With the deformed child the conditions are different. He can be cured. There is no longer any excuse for allowing a child to grow up with a club foot, a hare lip or a cleft palate. A perfect and permanent cure can be effected. The same may be said of most cases of hunchback and hip disease. We do not say, of course, that every child can be cured of every deformity. Some will not be reached in time, and a few will not respond to the very best treatment.

A cardinal principle of modern charity is to help the needy to help themselves. This is beautifully exemplified in the work under consideration. Instead of helpless, deformed paupers the state will have self respecting, wage earning, tax paying citizens, it being understood that we do not propose to treat any children except those who are indigent.

Three-fourths of all the children who come to the hospital are affected with tuberculosis in one form or another. For these patients, fresh air, sunlight and outdoor exercise are more essential and beneficial than medicine. This calls for grounds of some size surrounding the hospital and suggests that the building should not be located in a thickly populated district. There ought to be at least five acres of land on which to erect the buildings, and the whole environment should be as sanitary and salubrious as possible.

The Board of Regents of the State University has tendered to the state, through this commission, a site for the hospital for crippled children on land which the board intends to purchase on the banks of the Mississippi River, two blocks from the University grounds. This land is to be purchased with money donated by the citizens of Minneapolis and is intended primarily as a site for the Elliot Hospital. The Board of Regents believes that much benefit would result to its medical department if the orthopedic hospital could be maintained and administered there at much less expense than if located separate and apart by itself. The site proposed by the Board of Regents is an excellent one from a sanitary and hygienic point of view, and if the hospital is to be located in Hennepin County we recommend that it be located on this site, provided the easterly half of it be devoted to the orthopedic hospital.

A true copy of the offer made by the Board of Regents is hereto attached and made a part hereof; the same being in the form of resolutions adopted by said board at a meeting held February 20th, 1907.

Respectfully submitted,

ARTHUR J. GILLETTE,  
STEPHEN MAHONEY,  
ROBERT O. EARL.

OFFER MADE BY BOARD OF REGENTS UNIVERSITY OF MINNESOTA BY  
RESOLUTIONS ADOPTED FEBRUARY 20, 1907.

The following is a copy of resolutions adopted by the Board of Regents at a meeting held February 20, 1907:

WHEREAS, Certain citizens of Minneapolis have subscribed and donated to the University of Minnesota the sum of \$50,000 to be used in purchasing a site for the Elliot Hospital, and,

WHEREAS, It is proposed to purchase for such site a tract of land located at the intersection of Washington Avenue and the Mississippi River two blocks from the university campus, and embracing in area about ten acres of land, and,

WHEREAS, It would be a very great benefit for the Medical Department of the University to have the hospital for crippled and deformed children located at or near the University, and,

WHEREAS, Said hospital could be conducted and maintained

in connection with the Elliot Hospital at much less expense than if located on a site by itself,

*Now Therefore, Be it Resolved* by the Board of Regents of the University of Minnesota that this board does hereby tender to the Commission appointed by Chapter 203 of the Laws of 1905, so much of said tract of land as may be necessary for the accommodation of the said hospital for crippled and deformed children, and this board urges and recommends that said hospital for crippled and deformed children be located on said site.

Mr. Thorpe offered the following communication:

WHEREAS, The late Congress has passed certain amendments to the free alcohol law (so-called) under which it will be possible to construct and operate small stills for the manufacture of denaturized alcohol,

AND WHEREAS, The successful inauguration of such small stills is fraught with great benefit to the agricultural and other interests of this state.

AND WHEREAS, We have at St. Anthony Park in this state an experimental farm of great achievement and success under the management of skilled and competent instructors,

*Now Therefore, Be it Resolved*, That we, citizens of Atwater, in mass meeting assembled, do hereby petition for and request immediate construction of such a small still at said experimental farm, to be operated and tested by the officials thereof, and due notice of experiments to be published in the monthly bulletin,

*And Be it Further Resolved*, That we petition and request the State Legislature now in session, to make a suitable appropriation for such purpose,

*And Be it Further Resolved*, That the Secretary of this meeting send a copy of these resolutions to Senator L. O. Thorpe and Representative Charles E. Johnson of this district.

#### MOTIONS AND RESOLUTIONS.

Mr. Naeseth moved that H. F. No. 89 be recalled from the Committee on Towns and Counties and referred to the Goodhue Delegation,

Which motion prevailed.

On motion of Mr. Fosseen S. F. No 81 was recalled from the Governor for the purpose of correction.

On motion of Mr. Durment the memorial services set for today were postponed until tomorrow at 11 o'clock.

Mr. Seward moved that S. F. No. 295 be referred to the Judiciary Committee without losing its place on General Orders, to be reported back not later than Wednesday of next week.

Which motion prevailed.

On motion of Mr. Nelson 500 copies of S. F. No. 524 were ordered printed.

#### INTRODUCTION OF BILLS.

Mr. Glotzbach introduced—

S. F. No. 587, A bill for an act to amend Section one thousand three hundred and one (1301), of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to change of school district boundaries.

Which was read the first time and referred to the Committee on Education.

Mr. Glotzbach introduced—

S. F. No. 588, A bill for an act to amend Section three thousand six hundred and thirty-seven (3637), of the Revised Laws of Minnesota of the year one thousand nine hundred and five (1905), relating to salaries of judges and clerks of probate courts.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Johnson, V. L., introduced—

S. F. No. 589, A bill for an act to amend Section seven hundred (700), of Revised Laws of Minnesota, for the year one thousand nine hundred and five (1905), relating to incorporating of villages.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Smith introduced—

S. F. No. 590, A bill for an act to amend Section eight hundred

and forty (840), chapter eleven (11), of the Revised Laws of one thousand nine hundred and five (1905), relating to the assessment and taxation of shares of stock in banks and mortgage loan companies.

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Smith introduced—

S. F. No. 591, A bill for an act to amend Section seven hundred and sixty-one (761), Revised Laws of one thousand nine hundred and five (1905), relating to the licensing of persons running and operating passenger elevators in cities in this state having a population over 50,000.

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

Mr. Smith introduced—

S. F. No. 592, A bill for an act authorizing cities, towns and villages to regulate the holding of meetings upon the public streets.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Smith introduced—

S. F. No. 593, A bill for an act defining who are vagrants and defining the powers of city, town or village councils in relation thereto.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Smith introduced—

S. F. No. 594, A bill for an act prohibiting persons from making false reports to police officers of the commission of crimes or misdemeanors, and defining the powers of city, town or village councils in relation thereto.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Smith introduced—

S. F. No. 595, A bill for an act authorizing police commissions in cities of over 50,000 inhabitants and defining the duties thereof, and providing for civil service in the police department.

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

Mr. Gunderson introduced—

S. F. No. 596, A bill for an act to legalize sheriff's certificates issued on mortgage foreclosure sales.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunderson introduced—

S. F. No. 597, A bill for an act to provide for allowing sheriffs of certain counties salaries instead of fees for services rendered to and paid for by counties, to fix the amount and manner of payment thereof, to provide for the payment of expenses of sheriffs and their deputies in such cases and to provide a basis upon which such salaries shall be fixed.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Donaldson introduced—

S. F. No. 598, A bill for an act extending the jurisdiction of municipal courts in certain cases.

Which was read the first time and referred to the Committee on Judiciary.

Mr. McColl (by request), introduced—

S. F. No. 599, A bill for an act to amend section four hundred and thirty-seven (437) of chapter seven (7), of the Revised Laws of one thousand nine hundred and five (1905), relating to counties and county officers.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hackney introduced—

S. F. No. 600, A bill for an act providing for the appointment of guardians for dependent, neglected and delinquent children.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hackney (by request), introduced—

S. F. No. 601, A bill for an act to validate and legalize cemetery associations attempted to be incorporated under and pursuant to Title five (5) of Chapter thirty-four (34), of the General Statutes of the State of Minnesota, 1878.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Swanson introduced—

S. F. No. 602, A bill for an act to aid in the improvement of roads and bridges in Mille Lacs county and appropriating money therefor.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Swanson introduced—

S. F. No. 603, A bill for an act to aid in the construction of a bridge in Isanti county and appropriating money therefor.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, A. L., introduced—

S. F. No. 604, A bill for an act appropriating three thousand (3000) dollars to aid Red Lake county in building an iron bridge across Red Lake river in the City of Thief River Falls, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. White (by request), introduced—

S. F. No. 605, A bill for an act to amend section two thousand one hundred and thirty-seven (2,137), Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. White (by request), introduced—

S. F. No. 606, A bill for an act to amend sections two thousand

one hundred and forty (2,140) and two thousand one hundred and forty-one (2,141), Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. White (by request), introduced—

S. F. No. 607, A bill for an act to amend section two thousand one hundred and thirty-one (2,131), Revised Laws one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Moonan introduced—

S. F. No. 608, A bill for an act to protect the public health of domestic animals by providing for the inspection of live stock imported into the State of Minnesota for breeding, dairy, work or feeding purposes.

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Canfield introduced—

S. F. No. 609, A bill for an act to amend section three thousand nine hundred and one (3901), of the Revised Laws of one thousand nine hundred and five (1905), of the State of Minnesota, relating to the "Transfer of Actions" commenced before a justice of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunn introduced—

S. F. No. 610, A bill for an act to provide for the examination of the books of accounts and all records of township, village and school district officers throughout the state.

Which was read the first time and referred to the Committee on Public Accounts and Expenditures.

Mr. Fosseen introduced—

S. F. No. 611, A bill for an act to prohibit any school director of

any public school in this state to use basement rooms for school purposes and fixing punishment therefor.

Which was read the first time and referred to the Committee on Education.

Mr. Johnson, C. A., introduced—

S. F. No. 612, A bill for an act to provide for the partial support of inmates of state hospitals for the insane.

Which was read the first time and referred to the Committee on State Hospitals.

Mr. Hinton introduced—

S. F. No. 613, A bill for an act entitled An act to amend section one thousand seven hundred and seventy-nine (1779), Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Campbell introduced—

S. F. No. 614, A bill for an act to regulate the sale of plants, trees, shrubbery, etc., and to provide against the spread of infectious diseases among plants, trees, shrubbery, etc., and for the inspection of nursery stock, owned or sold by companies or corporations doing a nursery business in the State of Minnesota.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Johnson, V. L., introduced—

S. F. No. 615, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house in certain cases.

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Vail introduced—

S. F. No. 616, A bill for an act to create the office of special inspector in the bureau of labor and to appropriate money therefor.

Which was read the first time and referred to the Committee on Labor.

Mr. Alderman introduced—

S. F. No. 617, A bill for an act to amend section seven hundred and twenty-two (722), of the Revised Laws of one thousand nine hundred and five (1905), of Minnesota, relating to powers, duties and fees of village justices of the peace.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Putnam introduced—

S. F. No. 618, A bill for an act to authorize all villages in this state to construct and maintain sewers.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hardy introduced—

S. F. No. 619, A bill for an act making additional appropriation for the support of the National Guard.

Which was read the first time and referred to the Committee on Military Affairs.

Mr. Sageng introduced—

S. F. No. 620, A bill for an act to amend sections two hundred and twenty-one (221) and two hundred and twenty-two (222), Revised Laws of one thousand nine hundred and five (1905), relating to elections.

Which was read the first time and referred to the Committee on Elections.

Mr. Hardy introduced—

S. F. No. 621, A bill for an act to amend section one thousand and ninety-six (1,096), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), fixing the compensation of the Adjutant General and his assistants.

Which was read the first time and referred to the Committee on Military Affairs.

Mr. Hardy introduced—

S. F. No. 622, A bill for an act making appropriation for contingent expenses in the Adjutant General's office.

Which was read the first time and referred to the Committee on Military Affairs.

Mr. Hardy introduced—

S. F. No. 623, A bill for an act to conform the organization of the National Guard to that prescribed for the regular and volunteer armies of the United States; amending the provisions of the Military Code, relative to inspection and other allowances, repealing section one thousand and seventy-three (1073), of the Revised Laws of one thousand nine hundred and five (1905), and fixing the term of the Adjutant General.

Which was read the first time and referred to the Committee on Military Affairs.

Mr. Sageng introduced—

S. F. No. 624, A bill for an act to amend section two thousand seven hundred and fourteen (2714), Revised Laws of one thousand nine hundred and five (1905), relating to printing.

Which was read the first time and referred to the Committee on Printing.

Mr. Fosseen moved that the vote whereby S. F. No. 81 was passed be reconsidered.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 517,

Reports the same back with the recommendation that the said bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 559,

Reports the same back with the following recommendations:

First, that the title of said bill be amended by striking out the words, "of Minnesota for the year,"

Second, that in line 2 of section 1 of said bill the words, "of Minnesota for the year," be stricken out and that when so amended the bill do pass.

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 17, A bill for an act to amend section twenty-five (25) of chapter three (3) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to amendments of the State Constitution.

Reports the same back with the recommendation that it be referred to the author.

Adopted.

Mr. Nelson, from the Committee on Dairy Products and Live Stock, to which was referred—

S. F. No. 277, A bill for an act entitled An act to appropriate money for the salaries and expenses of the State Dairy and Food Commissioner, his assistant and employees, for the fiscal year ending July 31st, 1907.

Reports the same back with the recommendation that it be referred to the Finance Committee.

Adopted.

Mr. Nelson, from the Committee on Dairy Products and Live Stock, to which was referred—

S. F. No. 357, A bill for an act entitled an act to amend the title to and section one of chapter three hundred, Laws one thousand nine hundred and five, relating to the appointments of officials and employes under the State Dairy and Food Commissioner,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Nelson, from the Committee on Dairy Products, to which was referred—

S. F. No. 290, A bill for an act to regulate the killing of tuberculous cattle and glandered horses and to provide for compensation to the owner by the state,

Reports the same back with the recommendation that it be amended as follows:

1. Amend section 3 by inserting after the word "Veterinarians" in the second line, the words "or experts."

2. Amend section 4, by striking out the figure "4," and inserting in lieu thereof the figure "5."

3. Amend section 5 by striking out the figure "6." Also insert after three the following: Section 4. "In case the owner, or local board omits, within 24 hours after notice, to appoint an appraiser, the appraisal and report prescribed by section one, shall be made by the other person or persons appointed; and in case the owner or local board fails to have a veterinarian, or expert, in attendance, when the animal is slaughtered, the autopsy and report prescribed by section three, shall be made by the other person or persons appointed."

And when so amended, that the same do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 434, A bill for an act entitled an act for preventing the manufacture for sale within this state or the sale or transportation of adulterated, misbranded, poisonous or deleterious foods, drugs, medicines and liquors within this state,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. McGowan, from the Committee on Illuminating Oils, to which was referred—

S. F. No. 458, A bill for an act to prohibit unfair discrimination

between different sections, communities or localities, unfair competition and providing penalties therefor,

Reports the same back with the recommendation that the bill be referred to the Judiciary Committee for the purpose of ascertaining if the bill can be amended so as to apply only to persons or corporations engaged in the manufacture or sale of illuminating oils, along with the request that the bill be reported back to the Committee on Illuminating Oils within one week.

Adopted.

Mr. White, from the Committee on Public Health, to which was referred—

S. F. No. 511, A bill for an act to prevent fraud and deception in the manufacture and sale of food stuffs, etc.

Reports the same back with the recommendation that it be amended as follows:

Amend by striking out the words "and other states" in line 2 section 1 and also striking out the words "and date," in line 14 of section 1, and further amend by striking out the words "in the City of St. Paul, Minnesota," in the last line of the first page of said bill; and inserting in lieu thereof the words "of general circulation published in this state."

And when so amended, the bill do pass.

Adopted.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

H. F. No. 320, A bill for an act to accept the grant of moneys authorized by an act of Congress of the United States entitled "An act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," approved March 16, 1906,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

S. F. No. 532, A bill for an act to provide for the establishment and maintenance of an additional sub-experiment farm or station and an additional branch school of agriculture and to appropriate money therefor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

On motion of Mr. Hanson, S. F. No. 532 was referred to the Finance Committee.

Delegation from Hennepin County, to which was referred—

S. F. No. 516, A bill for an act relating to the maintenance of Judicial ditches in counties having a population of 292,000 or more.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 261, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor.

Reports the same back with the recommendation that it be amended by substituting where the name "Fosseen" appears on the cover, the name "Fosseen-McGowan."

And when so amended, the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 502,

Recommends that the same be amended by striking out of section 1, beginning with the word "and," in line 12, the balance of the paragraph,

And when so amended, the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporation, to which was referred—

S. F. No. 467, A bill for an act to amend Section four (4) of subdivision Chapter two (2), of Chapter thirty-one (31), General Laws of Minnesota for the year one thousand eight hundred and seventy (1870), providing for the election of one alderman at large in cities,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 439, A bill for an act to authorize cities of this state owning an electric light plant to borrow money and issue bonds for the purpose of improving and enlarging their electric light plant,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 374, A bill for an act authorizing county boards in certain counties to keep and maintain water in certain navigable lakes at natural height and level.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 336, A bill for an act to authorize counties having not less than 40 per cent of uncultivated land to appropriate money to be used for the purpose of maintaining an exhibit at the State Fair,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 106, A bill for an act requiring the county auditor to issue his certificate to the assessor upon the return of the assessment books, and providing for the filing of such certificate with the town clerk before payment shall be made by the town board for the services of such assessor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 68, A bill for an act to authorize the Board of County Commissioners of any county in this state to change the name of any town within such county,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 565,

Recommends that the same be amended by substituting in line 25 of section 1 the word "five," where the word "two" appears.

And when so amended, the same do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 660, A bill for an act to amend chapter 243 of the Laws of Minnesota for the year 1905.

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 261, 290, 439, 467, 502, 511, 516, 517, 559, 565.

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 68, 106, 320, 336, 374, 660,

Were read the second time.

On motion of Mr. Moonan, S. F. No. 57 was referred to its author.

#### THIRD READING OF SENATE BILLS.

S. F. No. 396, A bill for an act to provide for the imposition and collection of an interest charge on delinquent taxes due from companies, corporations or joint stock associations doing business in the state of Minnesota and paying taxes on a gross earnings basis.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 35 and nays none, as, follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Glotsbach,	Laybourn,	Seward,
Alderman,	Dale,	Gunderson,	Moonan,	Sullivan,
Anderson,	Donaldson,	Gunn,	Nelson,	Weis,
Bedford,	Durment	Hardy,	Pauly,	White,
Canfield,	Elwell,	Johnson, C. A.,	Robinson,	Witherstone,
Cashman,	Farrington,	Johnson, V. L.,	Sageng,	Works.
Clague,	Fosseen,	Johnston,	Schaller,	Wright,

So the bill passed and its title was agreed to.

On motion of Mr. Bedford, S. F. No. 396 was laid on the table.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Canfield in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 112, 452,

Which they report back and recommend that they do pass.

H. F. No. 204,

Upon which they report progress and ask leave to sit again; the bill and amendments offered to be printed, in the meantime.

Also

S. F. No. 266,

Which they report back and recommend that it be indefinitely postponed.

Also,

S. F. No. 474, progress, with the following amendment:

Amend by adding the following at the close of Section 21:

When any extension is granted, a bark mark shall be agreed upon for the third season.

Also, S. F. No. 66, to pass with the following amendment:

Amend by adding at the end of Section one (1) thereof, the following:

"The provisions of this act shall apply to all cities and villages in this state."

Also, S. F. No. 258, to pass with the following amendment:

Add at end of Section 2: "Provided that no part of the standing appropriation for the support of institutes and training schools provided for in Section 1435, Revised Laws, 1905, shall be used for the support of the school provided for in this act, or for the support

of any institute or training school held at or in connection with any normal school in this state."

Also, S. F. No. 380 to pass, with the following amendment:

That the amendment to S. F. No. 380 be amended so as to read as follows:

"5) That he is properly taught in some parochial or private school for such time each year as the public schools of such district or city are in session."

Also, S. F. No. 412, to pass, with the following amendments:

Amend the title so as to read as follows: "An act to repeal Sections 348, 349, 350, 351, 352, 353, 354, 355, 356, 357 and 358 of the Revised Laws of 1905, relating to corrupt practices in elections."

Amend Section 1 so as to read as follows: "Section 1. That Sections 348, 349, 350, 351, 352, 353, 354, 355, 356, 357 and 358, of the Revised Laws of 1905, be and the same are hereby repealed."

Mr. Canfield moved that the report of the committee be adopted.

On motion of Mr. Dale,

S. F. No. 412 was excepted from the report.

The report of the Committee of the Whole was then adopted except as to S. F. No. 412.

Mr. Collier moved that

The report of the committee be adopted.

Mr. Dale moved as a substitute that S. F. No. 412 be placed at the head of General Orders and demanded a roll call.

The question being taken on the adoption of the substitute motion.

And the roll being called there were yeas 21 and nays 27, as follows:

Those who voted in the affirmative were:

Bedford,	Durment,	Hanson, A. L.,	Nelson,	Vail,
Canestorp,	Fitzpatrick,	Hanson, H. E.,	Pauly,	Wilson,
Canfield,	Gunderson,	McGowan,	Peterson,	Works,
Carpenter,	Hackney,	Moonan,	Sageng,	Wright,
Dale,				

Those who voted in the negative were :

Ahmann,	Cooke,	Hinton,	Pugh,	Smith,
Alderman,	Dunn.	Johnston,	Putnam,	Stephens,
Anderson,	Glottzbach,	McColl,	Robinson,	Sullivan,
Campbell,	Gunn,	Naeseth,	Schaller,	Weis,
Cashman,	Hall,	Poehler,	Seward,	Witherstine,
Coller,	Hardy,			

So the substitute motion was lost.

Mr. Works moved that S. F. No. 412 be laid on the table.

Which motion was lost.

The question then recurred upon the original motion of Mr. Col-  
ler, that the report of the committee be adopted.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE.

Mr. President: I have the honor to announce the passage by  
the House of the following Senate File, with an amendment, in  
which the concurrence of the Senate is requested:

S. F. No. 270, A bill for an act to appropriate money for the pur-  
pose of purchasing seed grain for farmers whose crops were de-  
stroyed in whole or in part, by excessive rainfall in the years 1905  
and 1906, and to provide for the manner of its distribution and the  
repayment of the same.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Hanson, A. L., moved that the Senate concur in House  
amendments to S. F. No. 270,

Which motion prevailed.

The question being taken on the re-passage of the bill.

And the roll being called there were yeas 39 and nays none, as  
follows:

Those who voted in the affirmative were :

Ahmann,	Coller,	Hackney,	Naeseth,	Sullivan,
Alderman,	Dale,	Hall,	Nelson,	Vail,
Anderson,	Donaldson,	Hanson, A. L.,	Pugh,	Weis,
Bedford,	Durment,	Hardy,	Putnam,	White,
Campbell,	Fitzpatrick,	Hinton,	Robinson,	Witherstine,
Canestorp,	Fosseen,	Johnston,	Sageng,	Works,
Canfield,	Glottzbach,	McColl,	Schaller,	Wright,
Clague,	Gunderson,	Moonan,	Seward,	

So the bill passed and its title was agreed to.

## MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 347, A bill for an act authorizing municipalities to issue their bonds to the State of Minnesota.

H. F. No. 250, A bill for an act prohibiting corporations or stock companies acting as agents or solicitors for life insurance companies.

H. F. No. 446, A bill for an act to amend chapter 19, of the Revised Laws of Minnesota for the year 1905, relating to insurance.

Also, that the House has concurred in the Senate amendments to the following House Files, and re-passed the same as amended.

H. F. No. 5, A bill for an act to authorize and empower the Board of Control of State Institutions to establish and maintain a factory for the manufacture of rakes, mowers, harvesters and binders and the extra parts thereof at the State Prison at Stillwater.

H. F. No. 346, A bill for an act to amend section 1916, of Revised Laws of 1905, relating to the commitment of patients to hospitals or asylums for the insane, and providing for the establishment of detention hospitals therefor.

Also, that the House has refused to concur in the Senate amendments to House File 486, and that the House desires a Committee of Conference on House File 486, to consist of five members of the House and five members of the Senate, and as such Committee on part of the House, the Speaker has appointed Messrs. Spooner, Thayer, Wells, Handlan and Morse.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Canestorp, the Senate adjourned until to-morrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-FOURTH DAY.

• ST. PAUL, FRIDAY, March 15, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hackney,	Nelson,	Sullivan,
Alderman,	Donaldson,	Hall,	Peterson,	Sundberg,
Anderson,	Dunn,	Hanson, H. E.,	Poehler,	Swanson,
Bedford,	Durment,	Hardy,	Pugh,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Putnam,	Vail,
Campbell,	Elwell,	Johnson, C. A.,	Robinson,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	White,
Canfield,	Fitzpatrick,	Johnston,	Schaller,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Seward,	Witherstine,
Cashman,	Glotsbach,	McColl,	Smith,	Works,
Coller,	Gunderson,	Moonan,	Stephens,	Wright,
Cooke,	Gunn,	Naeseth,		

Quorum present.

Messrs. Clague, Briggs, Hanson, A. L., and Pauly were excused.

## PETITIONS AND COMMUNICATIONS.

Mr. Fosseen offered—

A petition relating to an appropriation of \$5,000 for the improvement and betterment of Lake Minnetonka, from citizens of Hennepin County,

Which was referred to the Committee on Finance.

## MOTIONS AND RESOLUTIONS.

Mr. Peterson moved that the Senate accede to the request of the House for a committee in conference as to H. F. No. 486,

Which motion prevailed.

Mr. Wilson tendered his resignation as a member of the Elections Committee because of a stress of other business. The resignation was accepted and Mr. Canfield was appointed to fill the vacancy.

#### INTRODUCTION OF BILLS.

Mr. Alderman introduced—

S. F. No. 625, A bill for an act to secure to school districts title to school house sites and to school houses under certain conditions where school houses have been erected on homestead lands,

Which was read the first time and referred to the Committee on Education.

Mr. Dale introduced—

S. F. No. 626, A bill for an act relating to the organization of school districts,

Which was read the first time and referred to the Committee on Education.

Mr. Johnston introduced—

S. F. No. 627, A bill for an act to appropriate money to aid the town of Stowe Prairie, County of Todd, in constructing a bridge across the Wing River,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Nelson introduced—

S. F. No. 628, A bill for an act to appropriate money to aid in building and repairing bridges and approaches in the township of Carrolton in Fillmore County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, H. E., introduced—

S. F. No. 629, A bill for an act authorizing all villages incorporated under the General Laws of this state and all cities having a population of ten thousand (10,000) inhabitants or less, incorporated under the General Laws of this state, to construct and rebuild sidewalks and sewers, and to assess the benefits thereof upon

lots or parcels of land adjoining the said walks or sewers, to make such assessments payable in three annual installments, with interest, and authorizing such village or city to issue orders therefor, bearing interest payable in accordance with said assessments, and to repeal chapter forty-nine (49) of the General Laws of one thousand eight hundred and ninety-nine (1899) and acts inconsistent herewith.

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Thorpe introduced—

S. F. No. 630, A bill for an act authorizing Boards of County Commissioners, where ditches have been established as provided by chapter two hundred and thirty (230), Laws of one thousand nine hundred and five (1905), and tabular lists and statements have been filed and recorded as provided in sections nineteen (19) and twenty (20) of said act, but which lists and statements do not include the increased cost caused either by a modification of the plans and specifications as the work has proceeded or where a part of the original cost has been assessed against exempt property to re-assess the property benefited and to determine the amount which shall be assessed against each piece, parcel or tract of land affected, and providing for the collection of same,

Which was read the first time and referred to the Committee on Drainage.

Mr. Thorpe introduced—

S. F. No. 631, A bill for an act to appropriate money for the general expenses of the State Board of Health, the care and control of communicable diseases, the employment of sanitary engineers, the equipment and maintenance of laboratories, the equipment and maintenance of a Pasteur Institute, the collection of vital statistics and the publication of vital statistics and executive reports.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Gunderson introduced—

S. F. No. 632, A bill for an act to amend sections five hundred and thirty-three (533) and five hundred and thirty-four (534).

Revised Laws of one thousand nine hundred and five (1905), relating to books and records of the Register of Deeds,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Cashman introduced—

S. F. No. 633, A bill for an act to amend section three (3) of chapter sixty-nine (69), General Laws one thousand eight hundred and ninety-nine (1899), as amended by chapter seventy (70), General Laws one thousand eight hundred and ninety-nine (1899), being section two thousand eight hundred and eighty-nine (2889), Revised Laws of Minnesota one thousand nine hundred and five (1905), entitled an act to require every foreign corporation organized for pecuniary profit, now or hereafter doing business in this state, to have a public office in this state, at which to transact its business, and to appoint an agent duly authorized to accept service of process and requiring such corporation to file its articles or certificate of incorporation with the secretary of state, and pay into the state treasury certain fees, providing penalties of the provisions of this act and repealing chapter three hundred and thirty-two (332) of the General Laws of the State of Minnesota for the year one thousand eight hundred and ninety-five (1895).

Which was read the first time and referred to the Committee on Corporations.

Mr. Cashman introduced—

S. F. No. 634, A bill for an act to legalize and validate contracts heretofore entered into with, and conveyances made to or by foreign corporations, having no capital stock, which failed to comply with chapters sixty-nine (69) and seventy (70), Laws of one thousand eight hundred and ninety-nine (1899), being sections two thousand eight hundred and eighty-eight (2888), two thousand eight hundred and eighty-nine (2889) and two thousand eight hundred and ninety (2890), Revised Laws of Minnesota one thousand nine hundred and five (1905), immediately upon the passage of said law, and which corporations have now complied with said act by paying into the state treasury the minimum fee of fifty (50) dollars therein provided for and have received from the secretary of state a certificate that said corporations have complied with the laws of this state, and are authorized to do business therein,

Which was read the first time and referred to the Committee on Judiciary.

The Committee on Roads and Bridges introduced—

S. F. No. 635, A bill for an act providing for the payment of all road and bridge taxes in money, and for the appointment of county superintendent of highways and a road inspector in towns, and defining their duties, in all counties of this state having less than two hundred thousand (200,000) inhabitants,

Which was read the first time.

Mr. White moved—

That the rules be suspended and that

S. F. No. 635, A bill for an act providing for the payment of all road and bridge taxes in money, and for the appointment of county superintendent of highways and a road inspector in towns, and defining their duties in all counties of this state having less than two hundred thousand (200,000) inhabitants,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 635

Was read the second time.

On motion of Mr. Johnston 200 extra copies of S. F. No. 635 were ordered printed.

Mr. Hall introduced—

S. F. No. 636, A bill for an act to purchase 5,000 copies of "The Minnesota Capitol History and Official Guide," by Julie C. Gauthier, and to appropriate sufficient money for such purpose,

Which was read the first time and referred to the Committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred H. F. No. 50, A bill for an act to amend section 3335 of the Revised Code of the year 1905, relating to conveyances of real estate by husband and wife,

Reports same back with the recommendation that the title of said bill be amended so as to read as follows :

A bill for an act to amend section 3335, Revised Laws 1905, relating to conveyances of real estate by husband and wife,

That section 1 of said bill be amended so as to read as follows :

"Section 3335. A husband and wife, by their joint deed, may convey the real estate of either. The husband, by his separate deed, may convey any real estate owned by him, except the homestead, subject to the rights of his wife therein; and the wife, by her separate deed, may convey any real estate owned by her, except the homestead, subject to the rights of her husband therein; and either husband or wife may by separate conveyance relinquish his or her rights in the real estate so conveyed by the other. Subject to the foregoing provisions, either husband or wife may separately appoint an attorney to sell or convey any real estate owned by such husband or wife, or join in any conveyance made by or for the other. The minority of the wife shall not invalidate any conveyance executed by her."

Amend section 2 of said bill by striking out the word "amendment" and insert in lieu thereof the word "act."

That said bill as so amended be recommended to pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 64, A bill for an act to amend section 3607, Revised Laws 1905, relating to contracts and conveyances of married women,

Reports same back with the recommendation that the title thereof be amended so as to read as follows :

A bill for an act to amend section 3607, Revised Laws 1905, as supplemented by chapter 255, General Laws of Minnesota for 1905, relating to contracts, torts, property rights and liabilities of married women.

That section 1 of said bill be amended so as to read as follows :

Section 1. That section 3607, Revised Laws 1905, as supple-

mented by chapter 255, General Laws of Minnesota for 1905, be and the same is hereby amended so as to read as follows:

Section 3607. Every married woman is bound by her contracts and responsible for her torts, and her property shall be liable for her debts and torts to the same extent as if unmarried. She may make any contract which she could make if unmarried and shall be bound thereby, except that every conveyance and contract for the sale of her real estate or any interest therein shall be subject to and governed by the provisions of section 3335, Revised Laws 1905, and acts amendatory thereof.

Renumber section 2 of said bill so as to read section 3, and insert a new section as section 2, to read as follows:

Section 2. All acts and parts of acts inconsistent with this act are hereby repealed."

And that said bill as so amended be recommended to pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 564, A bill for an act to legalize the purchase and improvement in good faith by the county board of any county, without authority by previous vote of the people, all property for the purpose of holding thereon agricultural fairs and expositions, and to authorize the completion of such improvements and the erection of other reasonable improvements thereon in certain cases,

Reports same back with the recommendation that section 1 thereof be amended by inserting in the first line after the word "when" the following words: "the county board of;" and by striking out of the second and third lines of said section the words "the county board thereof"; and by adding to the end of said section the following: "And provided further, that this act shall not affect any action now pending in any court of this state,"

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 566, A bill for an act to legalize and confirm the attach-

ment of territory from incorporated villages in the State of Minnesota,

Reports same back with the recommendation that the bill be amended by adding to the end of section 1 thereof the following:

“And provided further, that this act shall not affect any action now pending in any court of this state,”

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 352, entitled “A bill for an act to impose interest on delinquent State taxes,”

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 238, entitled “An act to legalize certain acknowledgment taken by officers, directors or stockholders of corporations as Notary Publics of instruments in which the corporation is interested,”

Reports the same back with the recommendation that Section 1 be amended by inserting after the word “acknowledgements” in line 1 thereof the word “heretofore,” and by striking out of the 1st, 2nd, 3rd and 4th lines thereof the words and figures “on and after the 1st day of March in the year nineteen hundred and six (1906) and all acknowledgements taken in the year nineteen hundred and seven (1907),” and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 180, A bill for an act to legalize and validate the defective execution of assignments of mortgages, the recording of said assignments and the foreclosure of the mortgages assigned,

Reports the same back with the recommendation that section 1 thereof be amended by adding at the end the following:

Provided however that this act shall not affect any action or proceeding now pending in any court of this state,

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 541, entitled "A bill for an act to legalize bonds issued by cities in certain cases,"

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 349, A bill for an act to validate certain bonds heretofore purchased by the State Board of Investment with the funds of the State of Minnesota,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 490, entitled "A bill for an act to separately tax as real estate miner rights and reservations in lands when held or owned by one who does not own the lands in fee simple,"

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 442, A bill for an act to legalize proceedings to foreclose real estate mortgages and records thereof in cases where the

sheriff's certificate of sale has not been recorded within twenty days after such sales,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 310, entitled "A bill for an act for the payment and discharge of the claim of Wm. H. Temple against the State of Minnesota."

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Gunderson, from the Committee on Claims, to which was referred—

S. F. No. 583, entitled "A bill for an act to reimburse Thomas Hughes for the value of improvements erected by him on state lands by mistake and paid for by him on purchasing said land."

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

H. F. No. 360,

Reports the same back with the recommendation that the same be amended by adding the following at the end of Section 1, to-wit:

"The appropriation herein provided for is hereby made available at any time on or before January 1st, 1912.

Reports the same back with the recommendation that the bill do pass.

Adopted.

## ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled,

S. F. No. 179,

Which report was agreed to.

## MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following Senate File, herewith transmitted:

S. F. No. 152, A bill for an act to amend sections five (5) and six (6) of chapter two hundred and eighty-nine (289) of the General Laws of Minnesota for the year one thousand nine hundred and three (1903), being "An act to authorize the reorganization of school districts in cities having a population of 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education.

Also the passage by the House of the following House Files, herewith transmitted:

H. F. No. 22, A bill for an act entitled an act to provide for the taxation of Freight Line Companies,

H. F. No. 57, A bill for an act proposing an amendment to Article IV. of the Constitution of the State of Minnesota, authorizing special legislation in regard to cities,

H. F. No. 755, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Also that the House requests the recall from the Senate of S. F. No. 81, for correction.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

## FIRST READING OF HOUSE BILLS.

H. F. No. 446, A bill for an act to amend chapter 19 of the Revised Laws of Minnesota for the year 1905, relating to insurance,

Was read the first time and referred to the Committee on Insurance.

H. F. No. 250, A bill for an act prohibiting corporations or stock companies acting as agents or solicitors for life insurance companies.

Was read the first time and referred to the Committee on Insurance.

H. F. No. 347, A bill for an act authorizing municipalities to issue their bonds to the State of Minnesota,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 22, A bill for an act to provide for the taxation of freight line companies.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 57, A bill for an act proposing an amendment to Article IV, of the Constitution of the State of Minnesota, authorizing special legislation in regard to cities.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 755, A bill for an act to legalize certain proceedings heretofore taken for the drainage of land in certain cases.

Was read the first time and referred to the Committee on Judiciary.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 64, 238, 442, 490, 541, 564, 566.

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration,

H. F. Nos. 50, 180, 349, 352, 360,

Were read the second time.

Mr. Durment moved that S. F. No. 74 be recalled from the Finance Committee.

Which motion prevailed.

## THIRD READING OF SENATE BILLS.

S. F. No. 330, A bill for an act to amend section nine hundred and three (903) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the payment of real estate taxes and the accrual of penalties thereon.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dunn,	Hanson, H. E.,	Robinson,	Swanson,
Alderman,	Durment,	Hinton,	Sageng,	Thorpe,
Anderson,	Elwell,	Johnson, V. L.,	Seward,	Vail,
Bedford,	Farrington,	Laybourn,	Smith,	White,
Calhoun,	Fitzpatrick,	Moonan,	Stephens,	Witherstine,
Canestorp,	Fosseen,	Pauly,	Sullivan,	Works,
Canfield,	Gunderson,	Pugh,	Sundberg,	Wright,
Cashman,	Gunn,	Putnam,		

So the bill passed and its title was agreed to.

Mr. Nelson offered the following amendment to S. F. No. 492:

Amend S. F. No. 492, as follows:

1. After the word "town," in line 2 of Section 4, and after the word "town" in line 8 of said section of the printed bill, add the words "village or city."

2. At the end of Section 4 of the printed bill, insert the words: "This act shall not apply to those counties now authorized to create county road and bridge funds under and by virtue of any special law."

S. F. No. 492 (substitute for S. F. Nos. 286 and 299). A bill for an act to amend sections one thousand two hundred and three (1203) and one thousand two hundred and five (1205) of the Revised Laws one thousand nine hundred and five (1905,) to authorize the creating of a county road and bridge fund and expenditure thereof; providing that the cost of construction of certain bridges may be equally divided between townships and counties, and repealing chapters eighty (80) and one hundred and ninetyfive (195) of the General Laws of one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fitzpatrick,	Laybourn,	Swanson,
Alderman,	Dale,	Fosseen,	Moonan,	Thorpe,
Anderson,	Donaldson,	Gunderson,	Nelson,	Weis,
Bedford,	Dunn,	Gunn,	Pugh,	White,
Calhoun,	Durment,	Hackney,	Robinson,	Wilson,
Canestorp,	Du Toit,	Hall,	Sageng,	Witherstine,
Canfield,	Elwell,	Hanson, H. E.,	Smith,	Works,
Carpenter,	Farrington,	Johnson, V. L.,	Sundberg,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 494 (substitute for S. F. No. 305), A bill for an act to repeal chapter twenty-one (21) of the General Laws one thousand nine hundred and five (1905), relating to partial distribution of estates,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	Nelson,	Sundberg,
Alderman,	Coller,	Gunderson,	Pugh,	Swanson,
Anderson,	Cooke,	Gunn,	Putnam,	Thorpe,
Bedford,	Dale,	Hall,	Robinson,	Weis,
Calhoun,	Donaldson,	Hanson, H. E.,	Sageng,	White,
Campbell,	Durment,	Johnson, V. L.,	Smith,	Witherstine,
Canestorp,	Farrington,	Johnston,	Stephens,	Wright,
Canfield,	Fitzpatrick,	Laybourn,	Sullivan,	

So the bill passed and its title was agreed to.

Mr. Nelson offered the following amendments to S. F. No. 375:

Amend S. F. No. 375, as follows:

In Section 1, line 10 of the printed bill, after the word "shall" insert the word "knowing," and after the second word "shall," in same line, insert the words "wilfully and."

In line 11, of said section, after the word "test," strike out the following words: "whether the test or actual reading," and in line 12 the word: "Shall have been made by such person or by another person."

In line 12 of said section add the word "and," immediately preceding the word "any."

S. F. No. 375, A bill for an act to amend section 1743, Revised Laws, 1905, relating to the standard measures and tests for milk and cream.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Pugh,	Sundberg,
Alderman,	Donaldson,	Hall,	Putnam,	Swanson,
Anderson,	Dunn,	Hanson, H. E.,	Robinson.	Thorpe,
Bedford,	Durment,	Hinton,	Sageng,	Weis,
Canestorp,	Du Toit,	Johnson, C. A.,	Seward,	White,
Canfield,	Farrington,	Johnson, V. L.,	Smith,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Stephens,	Wright,
Cashman,	Fosseen,	Moonan,	Sullivan,	Works,
Coller,	Gunderson,	Nelson,		

So the bill passed and its title was agreed to.

S. F. No. 481, A bill for an act to amend section one thousand nine hundred fifty-three (1953), Revised Laws one thousand nine hundred five (1905), relating to bonds of trustees of Cemetery Associations,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Pugh,	Swanson,
Alderman,	Dale,	Hackney,	Robinson,	Thorpe,
Anderson,	Donaldson,	Hanson, H. E.,	Sageng,	Weis,
Bedford,	Durment,	Hinton,	Seward,	White,
Calhoun,	Du Toit,	Johnson, C. A.,	Smith,	Wilson,
Canestorp,	Elwell,	Johnson, V. L.,	Stephens,	Witherstine,
Canfield,	Farrington,	Laybourn,	Sullivan,	Works,
Carpenter,	Fitzpatrick,	Moonan,	Sundberg,	Wright,
Coller,	Gunderson,	Nelson,		

So the bill passed and its title was agreed to.

## MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following joint resolution; in which resolution the concurrence of the Senate is requested:

WHEREAS, The joint resolution appointing the three joint investigating committees to investigate harvester companies, the alleged coal combine, the Chamber of Commerce and Board of Trade of Minneapolis and Duluth, lumber and building material combine, etc., also to investigate the state's rights in pine and mineral lands and also to investigate the best methods of taxing ores and ore land, of said joint investigating committees,

*Therefore*, in order to provide for the proper payment of the expenses of said committees,

*Be it Resolved*, By the House of Representatives, the Senate concurring, that the sum of \$1,500.00 or so much thereof as may be necessary for that purpose, be and the same is hereby appropriated out of the legislative expense fund, for the purpose of paying all the necessary expenses incurred or created under the said joint resolution, and the Chief Clerk of the House is hereby authorized to draw his voucher in payment of said expenses, upon the statement of two members of each of said joint investigating committees, viz.: A senator and representative of each of said committees, to be selected by the members of said committees, respectively, for that purpose.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

POSTPONED.

The memorial services in memory of Hiler H. Horton were postponed till a later day, owing to the unavoidable absence of some senators who desired to speak.

MEMORIAL SERVICES.— A. R. MCGILL.

The hour having arrived for the memorial services in memory of the late Andrew R. McGill, addresses were made by Messrs. Hackney, Wilson, Thorpe, Fitzpatrick and Dunn.

Mr. Hackney offered the following resolution, which was seconded by Mr. Durment and adopted by a rising vote:

Mr. Hackney offered the following preamble and resolution:

During the interim between the legislative sessions of 1905 and 1907, and while a member of the Senate of this state from the 37th Senatorial District, the Honorable Andrew R. McGill, was stricken with death.

He took up his residence in this state very early in its history and during his long residence occupied many positions of great trust and great honor, including that of the governorship of the state.

In every position in which he served, whether by appointment or chosen thereto by the people, he fully met all its requirements. He never disappointed his friends, nor betrayed the confidence reposed in him. His integrity and sincerity of purpose no one ever questioned. He had the unbounded confidence of his colleagues in the Senate.

While loyal and devoted in his personal friendships he would not allow them in matters of important legislation to override his judgment and sense of duty. When confronted by difficult problems his strong common sense and intuition to deal justly always enabled him to correctly solve them. His example, both in public and private life, was beneficial and helpful to all who knew or came in contact with him.

In his untimely death this state lost one of its most honorable, useful and best beloved citizens.

*Therefore, be it Resolved*, By this Senate, that the foregoing brief and imperfect statement of the life and virtues of our deceased brother and friend be spread upon the records of this body and an engrossed copy thereof be forwarded by the secretary to the widow of the deceased, and to each senator who was a member of the Senate during the thirty-fourth session of the Legislature of Minnesota.

J. M. HACKNEY.

Mr. President:

ANDREW R. MCGILL was born in Crawford county, Pennsylvania, February 19, 1840. In 1859 he went to Kentucky, where he secured a position as teacher. In 1861 Mr. McGill returned North and on June 10, 1861, arrived in Minnesota. In 1862 he enlisted in Company D, Ninth Minnesota Volunteers, and became first sergeant of his company. The following year he was discharged on account of failing health, and soon after was elected County Superintendent of Public Schools for Nicollet county, and filled the posi-

tion for two terms. From 1865 to 1866 he edited the St. Peter Tribune, which he continued to publish for a number of years afterward. He was also elected clerk of the district court of Nicollet county, which position he held for four years, devoting much of his time to the study of law under the direction of Hon. Horace Austin, by whom he was admitted to the bar in 1868. Two years later Judge Austin became governor of this state, and Mr. McGill was appointed his private secretary. In 1873 he was chosen for the office of insurance commissioner for the state, and discharged the duties of the office for thirteen years with great efficiency, his reports being accepted as among the most valuable issued on that subject.

In 1886 Mr. McGill was nominated for the office of Governor by the Republicans. It was a critical time for his party; the temperance question cut a large figure, and the Republican party had declared in favor of local option and high license. This was sufficient to array all Prohibitionists against the party and enlist all friends of the saloon solidly against the Republican ticket.

Governor McGill was a man of unassailable character and conducted his campaign upon a dignified plan. He was elected, and the records of his term of office show much accomplished. Of the important measures enacted during his term of office were the high license law, the railroad laws relating to transportation, storage, wheat grading, watering of railroad stock, etc. Other significant measures were also passed during his administration. Amendments simplifying the tax laws, regulating the control of the liquor traffic, establishing the Soldiers' Home and the bureau of labor statistics were passed. The State Reformatory was established and other measures of importance were undertaken during his administration. On his retirement from office at the end of his two years' term, he organized the St. Paul and Minneapolis Trust Co., of which he was President. In 1897 he was elected State Senator from the 37th district, which I now have the honor to represent, and served that district in this body for eight years. Upon recommendation of United States Senator C. K. Davis he was appointed by President McKinley in 1900 as Postmaster of St. Paul, and four years later was reappointed to the same position by President Roosevelt.

Mr. McGill was a resident of St. Anthony Park, St. Paul, when he died. I did not have the honor of knowing him as did his colleagues on this floor, and for that reason I shall leave to others who sat with him in this body the duty of speaking more fully con-

cerning him. As one of his constituents while he was senator I knew him well. He was nearly always on the right side of every important question. The people of the 37th district always felt that they had a senator they could trust. It is a significant fact to point to, that in this age when so many men holding public office are falling by the wayside or are having the finger of suspicion pointed at them, that in all the years that Mr. McGill served the State of Minnesota in different capacities, no one ever heard of his integrity being questioned.

He was honest, capable and conscientious in everything he undertook. I consider it an honor to be able to occupy the seat he so ably filled while a member of this body.

Mr. President, I move the adoption of the resolution as read.

GEORGE P. WILSON.

Mr. President:

To those who knew Senator McGill well, both in public and private life, no encomium or eulogy is necessary. They will ever fondly cherish his memory. His colleagues in the Senate not only honored and respected him, but greatly beloved him; he was a man of great personal dignity, but always extremely courteous. All his colleagues, present here today, will bear witness to the fact that he always treated his fellow members with the utmost consideration and frankness. During the last session in which he served as a member of this body, he was not an active or aggressive member. While he had the outward appearance of being in excellent health, it was not so. He disclosed to some of his colleagues that his heart action was so weak that he had to be extremely cautious. I think it is fitting that we should pause here today and lay upon the grave of our deceased brother and friend a wreath of our personal affection and love.

L. O. THORPE.

Mr. President:

When we set aside a few minutes to let some of the memories we have of a departed friend pass in review, it is not necessary that they should be sad and sorrowful. It may, on the contrary, as in this case, be inspiring and beneficial—recollections tending to make us, both individually and collectively, as a State, thankful for the faithful services rendered and the example in honesty will strengthen our purpose to do right. I cannot think of Andrew R. McGill

in any other way. We remember that the stirring political events of 1886 brought him prominently before the people as the Republican candidate for Governor. I remember the excitement and scheming for political advantage among the different factions struggling for supremacy at that time. He was apparently little concerned and always calm, dignified, going about his duty in a manner that commanded respect and admiration. He did not cater to the base elements in politics. Would that we could always say the same truthfully about our public men. His administration was admitted, even by the opposition, to be clean and business-like. He, nevertheless, suffered the humiliation of being denied the usual renomination from his party. Parties, like men, have their sins of omission and commission to account for, and one of the dark spots on the Republican party in this state was its treatment of Governor McGill. How much he suffered without complaining, and how much this unusual and uncalled for action tended to shorten his days, I will leave those who value their duties and privileges as American citizens and are cognizant of their rectitude in private and public life, to imagine. Although for the time being, apparently discredited by his party, he became more popular and has ever since been held in higher esteem than ever before. His neighbors selected him to represent them in this Senate. His valuable services to his district and the state are recognized by all. We, his associates, learned to know him as kind, careful and deliberate. Without pretending to be brilliant or a leader, he became such by force of character, and his good judgment is reflected in many of our most beneficent laws on the statute books today. The influence of such men cannot be estimated. We have the benefit of their work and their example. Men die and are laid away in the resting place prepared for the body and the soul goes to its reward, but the good done while among us will not die. It is with pleasant recollections and gratitude for having had him among us that I place this humble tribute to his memory. May we have many such safe and consistent guides as A. R. McGill.

P. FITZPATRICK.

Mr. President:

While I did not know the late Governor McGill as long or as intimately as some of the other members of this Senate knew him, it was my privilege to serve with him during five sessions of the legislature; and to observe him from day to day in the performance

of his official duties, as a law-maker. He occupied many positions of trust in the state and in the nation which required varied talents of a high order in their filling. When a young man at a time when hopes are bright and life seems worth living, he risked his life and gave his services to the nation in the days of its direst necessity. He enjoyed the confidence of his fellow citizens and of the people of this state in a marked degree, and he repaid that confidence by bringing to the discharge of his duties a keen and discriminating intelligence, unswerving fidelity to the trusts reposed in him, rare integrity and the courage of honest convictions.

If I may trust the accuracy of my somewhat limited observations and the soundness of my judgment on such matters, I should say that our dead friend and former fellow-senator was a man who performed more than he promised—a man of few words, but lucid thoughts clearly expressed—one who went directly to the point at issue without unnecessary circumlocution or apologies, yet having a ready wit, and a keen sense of humor on occasions. He was a brave soldier, and a good citizen, a model public officer and an honest man. It may not be inappropriate for me on this occasion in this chamber, the scene of his later public activities and in the presence of his former associates who honored and respected him, in the presence of friends who loved and mourn him, to say what was said on a former occasion and many times repeated, "Well done, thou good and faithful servant."

W. W. DUNN.

Mr. President:

In the death of Senator Andrew R. McGill the State of Minnesota lost one of its useful and distinguished officials, and one of its quiet, unpretentious and modest citizens—a gentle, courteous and lovable gentleman, a man "Not too great or good for human nature's daily food."

My acquaintance with him before becoming his colleague in the Senate was very limited and of such a nature as to give me no opportunity to obtain an insight into his character. I must confess that up to that time I was inclined to harbor a feeling of prejudice against him,—not because of any specific act or word of his, but because of his prominence in public life, and the exalted positions held by him, I had the feeling that he would outclass and overshadow me to such an extent that he could never descend to the

humble plane that I expected to occupy, so that in reality and in the fullest sense he could be my colleague and companion.

A little incident occurred shortly before the opening of the session that gave me an insight into his character and immediately changed my feelings, so that from that time on he had my highest regard and deepest affection. I was called to the telephone one day and a peculiarly soft and pleasant voice informed me that Senator McGill was at the "phone." He said, "I hope you will not think me presumptuous, but when I selected my seat today in the Senate Chamber, I thought of you, and it occurred to me that you might not know of the practice of choosing seats in the Senate, so I took the liberty of selecting a seat for you near to me, subject to your approval." Simple as was this act,—almost too trifling to mention on such an occasion as this,—it at once changed the thread of my thoughts and feelings, and demonstrated to me that his was a kindly, thoughtful nature, willing and ready to do the simple things that go to make up a useful, daily life,—one of the essentials without which no true greatness can endure.

It is my hope that he has taken with him into eternal rest the same regard and respect for me that I have and forever shall retain for him.

On motion of Mr. Calhoun the Senate took a recess until 2 o'clock this afternoon.

### AFTERNOON SESSION.

The Senate reconvened at 2 o'clock. Was called to order by the President.

Mr. Laybourn moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Hinton,	Peterson,	Sullivan,
Anderson,	Cooke,	Johnson, C. A.,	Poehler,	Sundberg,
Bedford,	Dale,	Johnson, V. L.,	Pugh,	Swanson,
Calhoun,	Donaldson,	Johnston,	Putnam,	Thorpe,
Campbell,	Durment,	Laybourn,	Robinson,	Weis,
Canestorp,	Elwell,	McGowan,	Sageng,	Wilson,
Canfield,	Gunderson,	Moonan,	Seward,	Witherstine,
Carpenter,	Hackney,	Naeseth,	Smith,	Works,
Cashman,	Hanson, H. E.,	Nelson,	Stephens,	Wright,

On motion of Mr. Laybourn further proceedings under the call were dispensed with.

On motion of Mr. Calhoun S. F. No. 434 was ordered read the second time, printed and put on General Orders.

S. F. No. 434.

Was read the second time.

Mr. Works moved that the rules be suspended and that when the Senate adjourn it adjourn until next Monday at 11 o'clock A. M.

Mr. Thorpe asked for a roll call.

The question being taken on the suspension of the rules,

And the roll being called there were yeas 31 and nays 17, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hackney,	Pugh,	Thorpe,
Alderman,	Durment,	Johnson, C. A.,	Smith,	Vail,
Anderson,	Elwell,	Laybourn,	Stephens,	Weis,
Calhoun,	Farrington,	McGowan,	Sullivan,	Wilson,
Carpenter,	Fosseen,	Naeseth,	Sundberg,	Witherstine,
Cashman,	Gunderson,	Peterson,	Swanson,	Works,
Cooke,				

Those who voted in the negative were:

Bedford,	Coller,	Johnson, V. L.,	Putnam,	Seward,
Campbell,	Dale,	Johnston,	Robinson,	White,
Canestorp,	Du Toit,	Moonan,	Sageng,	Wright,
Canfield,	Hanson, H. E.,			

So the rules were not suspended.

S. F. No. 438, A bill for an act to fix the hours during which the polls shall be open for the holding of school elections in certain independent school districts in the State of Minnesota,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Naeseth,	Poehler,	Sundberg,
Alderman,	Coller,	Hall,	Pugh,	Swanson,
Anderson,	Dale,	Hanson, H. E.,	Putnam,	Thorpe,
Bedford,	Donaldson,	Hanson, A. L.,	Robinson,	Vail,
Calhoun,	Du Toit,	Laybourn,	Sageng,	Weis,
Campbell,	Elwell,	Moonan,	Seward,	Witherstine,
Canestorp,	Farrington,	Naeseth,	Smith,	Works,
Canfield,	Fosseen,	Nelson,	Sullivan,	Wright,
Carpenter,	Gunderson,			

So the bill passed and its title was agreed to.

S. F. No. 404, A bill for an act to amend section 5265, Revised Laws, 1905, relating to the summoning and attendance of grand jurors in court,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Naeseth,	Sullivan,
Alderman,	Coller,	Hackney,	Nelson,	Sundberg,
Anderson,	Cooke,	Hall,	Poehler,	Swanson,
Bedford,	Dale,	Hanson, H. E.,	Pugh,	Thorpe,
Calhoun,	Donaldson,	Johnson, C. A.,	Putnam,	Vail,
Campbell,	Du Toit,	Johnson, V. L.,	Robinson,	Weis,
Canestorp,	Elwell,	Johnston,	Sageng,	Wilson,
Canfield,	Fosseen,	McGowan,	Seward,	Witherstine,
Carpenter,	Glottbach,	Moonan,	Stephens,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 513, A bill for an act to amend section 26, chapter 344 of the Laws of 1905,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 36 and nays 5, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Glottbach,	Naeseth,	Smith,
Alderman,	Coller,	Hall,	Nelson,	Sullivan,
Anderson,	Cooke,	Hanson, H. E.,	Poehler,	Vail,
Bedford,	Dale,	Johnson, C. A.,	Putnam,	Weis,
Calhoun,	Donaldson,	Johnson, V. L.,	Robinson,	White,
Campbell,	Du Toit,	Johnston,	Sageng,	Wilson,
Canestorp,	Fosseen,	Moonan,	Seward,	Witherstine,
Carpenter,				

Those who voted in the negative were:

Canfield, Farrington, Gunderson, Peterson, Wright,

So the bill passed and its title was agreed to.

S. F. No. 254, A bill for an act for the establishment of a new Judicial District to be known as the Twentieth Judicial District, and to fix dates for holding terms of court therein,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 4, as follows:

Those who voted in the affirmative were:

Alderman,	Cashman,	Hackney,	Naeseth,	Stephens
Anderson,	Coller,	Hall,	Nelson,	Sullivan,
Bedford,	Durment,	Hanson, H. E.,	Poehler,	Swanson,
Calhoun,	Du Toit,	Johnson, C. A.,	Putnam,	Vail,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Weis,
Canestorp,	Farrington,	Johnston,	Seward,	W. W. Witherstine,
Canfield,	Fosseen,	McGowan,	Smith,	Works,
Carpenter,	Glotsbach,	Moonan,		

Those who voted in the negative were:

Peterson, Sageng, Schaller, Wright,

So the bill passed and its title was agreed to.

S. F. No. 436, A bill for an act to amend section one thousand four hundred and sixty-seven (1467) of the Revised Laws one thousand nine hundred and five (1905), relating to the State Art Association,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hackney,	Peterson,	Sullivan,
Alderman,	Dale,	Hanson, H. E.,	Poehler,	Sundberg,
Anderson,	Donaldson,	Johnson, V. L.,	Pugh,	Vail,
Bedford,	Durment,	Johnston,	Putnam,	Weis,
Calhoun,	Du Toit,	Laybourn,	Robinson,	White,
Campbell,	Elwell,	McGowan,	Sageng,	Wilson,
Canestorp,	Farrington,	Moonan,	Schaller,	W. W. Witherstine,
Canfield,	Glotsbach,	Naeseth,	Seward,	Wright,
Carpenter,	Gunderson,	Nelson,	Smith,	

So the bill passed and its title was agreed to.

S. F. No. 465, A bill for an act entitled an act providing for the acceptance and administration of gifts, bequests, devises and endowments in aid or for the benefit of educational, charitable and other institutions maintained by the State of Minnesota.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glotzbach,	Nelson,	Swanson,
Alderman,	Cooke,	Gunderson,	Poehler,	Thorpe,
Anderson,	Dale,	Hackney,	Robinson,	Vail,
Bedford,	Donaldson,	Hanson, H. E.,	Sageng,	Weis,
Calhoun,	Durment,	Johnson, V. L.,	Schaller,	White,
Campbell,	Du Toit,	Johnston,	Seward,	Wilson,
Canestorp,	Elwell,	McGowan,	Sullivan,	Witherstine,
Canfield,	Farrington,	Naeseth,	Sundberg,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 181, A bill for an act to amend sections 3924 and 3925 of the Revised Laws of 1905, relating to the selection and empaneling jurors in courts of Justices of the Peace,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Glotzbach,	Moonan,	Sullivan,
Alderman,	Dale,	Gunderson,	Naeseth,	Thorpe,
Anderson,	Donaldson,	Hackney,	Nelson,	Weis,
Bedford,	Durment,	Hall,	Poehler,	White,
Campbell,	Du Toit,	Hanson, H. E.,	Robinson,	Witherstine,
Canestorp,	Elwell,	Hinton,	Sageng,	Works,
Canfield,	Farrington,	Johnson, V. L.,	Schaller,	Wright,
Carpenter,	Fosseen,	Johnston,	Seward,	

So the bill passed and its title was agreed to.

S. F. No. 255, A bill for an act to amend section 4524 of the Revised Laws of Minnesota for 1905, relating to justification of sureties on official and other bonds,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Gunderson,	Naeseth,	Sullivan,
Anderson,	Dale,	Hackney,	Nelson,	Swanson.
Bedford,	Donaldson,	Hall,	Peterson,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Pugh,	Vail,
Campbell,	Du Toit,	Hinton,	Robinson,	Weis,
Canestorp,	Elwell,	Johnson, V. L.,	Sageng,	White,
Canfield,	Farrington,	Johnston,	Schaller,	Witherstine,
Carpenter,	Fosseen,	Laybourn,	Seward,	Works,
Cashman,	Glotsbach,	Moonan,	Stephens,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 366, A bill for an act to provide for the supervision of a child pending proceedings for transfer of its custody to any society incorporated under the laws of this state for securing homes for children,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunderson,	Naeseth,	Stephens,
Alderman,	Dale,	Hackney,	Nelson,	Sullivan.
Anderson,	Donaldson,	Hall,	Peterson,	Swanson,
Bedford,	Durment,	Hanson, H. E.,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	White,
Canestorp,	Elwell,	Johnson, V. L.,	Robinson,	Witherstine,
Canfield,	Farrington,	Johnston,	Sageng,	Works,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Wright,
Cashman,	Glotsbach,			

So the bill passed and its title was agreed to.

H. F. No. 41, A bill for an act to amend section four thousand and sixty (4060), Revised Laws one thousand nine hundred and five (1905), entitled, "Parent or guardian may sue for injury to child or ward," by adding thereto a clause requiring such parent to file a bond before receiving money or property in settlement or compromise of any action so brought, etc.

Was read the third time and put upon its final passage.

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Nelson,	Sullivan,
Alderman,	Dale,	Hackney,	Peterson,	Swanson,
Anderson,	Donaldson,	Hanson, H. E.,	Poehler,	Thorpe,
Calhoun,	Durment,	Hinton,	Pugh,	Weis,
Campbell,	Du Toit,	Johnson, V. L.,	Robinson,	Wilson,
Canestorp,	Farrington,	Johnston,	Sageng,	Witherstine,
Canfield,	Fosseen,	Moonan,	Schaller,	Works,
Carpenter,	Glotsbach,	Naeseth,	Seward,	Wright,

So the bill passed and its title was agreed to.

H. F. No. 233, A bill for an act to prescribe the effect to be given to certificates heretofore made and recorded under the provisions of chapter 25, General Laws of Minnesota, for the year 1891, the same being "An act relative to plats of towns and cities in this state and of additions to, and subdivisions thereof, and the correction and legalization of the same," and to the record of such certificates."

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hackney,	Moonan,	Stephens,
Alderman,	Dale,	Hall,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Nelson,	Swanson,
Bedford,	Durment,	Hinton,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Wilson,
Canestorp,	Fosseen,	Johnston,	Sageng,	Witherstine,
Canfield,	Glotsbach,	Laybourn,	Schaller,	Wright,
Carpenter,	Gunderson,	McGowan,	Seward,	

So the bill passed and its title was agreed to.

H. F. No. 144, A bill for an act to amend Section two thousand and twenty-eight (2028), of the Revised Laws of Minnesota of one thousand nine hundred and five (1905), relating to depots and waiting rooms of railroad companies.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays 7, as follows:

Those who voted in the affirmative were:

Canestorp,	Hackney,	McColl,	Sageng,	Swanson,
Canfield,	Hall,	Moonan,	Schaller,	Thorpe,
Carpenter,	Hanson, H. E.,	Naeseth,	Seward,	Weis,
Cashman,	Hinton,	Nelson,	Smith,	White,
Cooke,	Johnson, C. A.,	Peterson,	Stephens,	Witherstine,
Farrington,	Johnson, V. L.,	Poehler,	Sullivan,	Works,
Glotzbach,	Johnston,	Robinson,	Sundberg,	Wright,
Gunderson,				

Those who voted in the negative were:

Bedford,	Donaldson,	Du Toit,	Laybourn,	Wilson,
Dale,	Durment,			

So the bill passed and its title was agreed to.

On motion of Mr. Seward H. F. No. 59 was referred to the Committee on General Legislation without losing its place on the calendar.

Which motion prevailed.

H. F. No. 77, A bill for an act to authorize the extension and enlargement of school district boundaries and the change of boundaries of school districts, which include within their limits an incorporated village or incorporated villages of not more than 1,500 inhabitants nor less than 1,000 inhabitants,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	Peterson,	Sullivan,
Alderman,	Donaldson,	Hinton,	Poehler,	Sundberg,
Anderson,	Durment,	Johnson, V. L.,	Pugh,	Weis,
Bedford,	Du Toit,	Johnston,	Robinson,	White,
Canestorp,	Elwell,	Laybourn,	Sageng,	Wilson,
Canfield,	Farrington,	Moonan,	Schaller,	Witherstine,
Carpenter,	Fitzpatrick,	Naeseth,	Seward,	Works,
Cashman,	Fosseen,	Nelson,	Smith,	Wright,
Cooke,	Gunderson,			

So the bill passed and its title was agreed to.

## MESSAGE FROM THE GOVERNOR.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 14, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 16, A bill for an act authorizing judges of the District Court to fix the time when jurors shall be convened and directing the drawing and summoning of jurors in such cases.

S. F. No. 376, An act authorizing certain counties to levy an additional tax for road and bridge purposes, amending section one thousand two hundred five (1205) of the Revised Statutes of one thousand nine hundred five (1905), as amended by chapter one hundred ninety-five (195) of the General Laws of one thousand Laws of one thousand nine hundred five (1905).

S. F. No. 122, A bill for an act to provide for a county board of five members in all counties of the state wherever by special law such board now consists of but four members, etc.

S. F. No. 108, A bill for an act authorizing counties to pay over to town, village or city treasurers certain sums of money from the county poor fund upon change from the county system to the town system of caring for the poor.

S. F. No. 98, An act to amend section thirty-six hundred forty-eight (3648), Revised Laws of 1905, relating to the said property.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Sageng in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 474, 185, 480, 519,

H. F. No. 227,

Which they report back and recommend that they do pass.

On motion of Mr. Sageng the report of the committee was adopted.

Mr. Works moved that the Senate adjourn until Monday at 11 o'clock.

Mr. Sageng moved that the Senate adjourn and demanded a roll call.

The question being taken on the motion to adjourn,

And the roll being called there were yeas 12 and nays 16, as follows:

Those who voted in the affirmative were:

Alderman,	Canestorp,	Sageng,	Seward,	Wilson,
Bedford,	Fitzpatrick,	Schaller,	White,	Wright,
Campbell,	Moonan,			

Those who voted in the negative were:

Ahmann,	Fosseen,	Johnson, V. L.,	Naeseth,	Sullivan,
Anderson,	Gunderson,	Laybourn,	Pugh,	Vail,
Calhoun,	Hall,	McGowan,	Smith,	Works,
Durment,				

So the motion was lost.

Mr. Calhoun moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Cashman,	Hanson, H. E.,	Poehler,	Sundberg,
Alderman,	Coller,	Johnson, C. A.,	Pugh,	Swanson,
Anderson,	Dale,	Johnston,	Robinson,	Vail,
Bedford,	Durment,	Laybourn,	Sageng,	Weis,
Calhoun,	Fitzpatrick,	McGowan,	Schaller,	White,
Campbell,	Fosseen,	Moonan,	Seward,	Wilson,
Canestorp,	Gunderson,	Naeseth,	Smith,	Works,
Canfield,	Hail,	Nelson,	Sullivan,	Wright,

Mr. Canestorp moved that further proceedings under the call be dispensed with,

Which motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Cashman introduced—

S. F. No. 637, A bill for an act to amend chapter eighty (80) of the Laws of one thousand nine hundred five (1905), relating to the county road and bridge fund and to repeal sections one (1) and three (3) of chapter two hundred eighty-seven (287) of the General Laws of one thousand eight hundred ninety-five (1895),

Which was read the first time and referred to the Committee on Towns and Counties.

## REPORTS OF COMMITTEES.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 74, A bill for an act to create the office of Inspector of Apiaries; to provide for the suppression of contagious diseases among bees and to appropriate money therefor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 329, reports the same back with the recommendation that said bill be amended as follows:

By striking from section 1 the words and figures "200,000 dollars" and inserting in lieu thereof the words and figures "100,000 dollars."

By striking out all of section 2 and inserting in lieu thereof the following:

Sec. 2. Such money shall be expended in such place or places as the Legislature may by law designate, and under the supervision of the county commissioner of the county where the money is to be expended.

By striking out all of section 3 and inserting in lieu thereof the following:

Sec. 3. When the work in any location has been completed the

Board of County Commissioners under whose supervision said work has been carried, shall certify the same to the state auditor, who shall thereupon draw his warrant on the state treasurer, payable to the county treasurer of the county where the work has been done. No such treasurer shall retain or be entitled to any portion of such appropriation as his fees or compensation for handling the same.

And that when so amended the bill do pass.

A division of the question was demanded and a vote was first taken on the adoption of that portion of the proposed amendment relating to the reduction of the amount from \$200,000 to \$100,000.

The motion to adopt was lost.

The vote was then taken on the adoption of the balance of the proposed amendments relating to the manner of expending the money referred to in the proposed sections 2 and 3.

The question being taken on the adoption of the amendment last above referred to,

And the roll being called there were yeas 34 and nays 16, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hinton,	Peterson,	Sullivan,
Alderman,	Fitzpatrick,	Johnson, C. A.,	Poehler,	Swanson,
Anderson,	Fosseen,	Johnson, V. L.,	Putnam,	Thorpe,
Bedford,	Glotzbach,	Johnston,	Robinson,	Weis,
Canestorp,	Gunderson,	Moonan,	Sageng,	White,
Cashman,	Hall,	Naeseth,	Schaller,	Wright,
Coller,	Hanson, H. E.,	Nelson,	Seward,	

Those who voted in the negative were:

Calhoun,	Durment,	McColl,	Smith,	Vail,
Campbell,	Elwell,	McGowan,	Stephens,	Wilson,
Canfield,	Laybourn,	Pugh,	Sundberg,	Works,
Cooke,				

So the amendments were adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. No. 270,

Which report was agreed to.

On motion the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

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## FORTY-FIFTH DAY.

ST. PAUL, SATURDAY, March 16, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hall,	Pauly,	Sullivan.
Alderman,	Donaldson.	Hanson, H. E.,	Peterson,	Sundberg,
Anderson,	Dunn,	Hinton,	Poehler,	Swanson,
Bedford,	Durment,	Johnson, C. A.,	Pugh,	Thorpe,
Calhoun,	Du Toit,	Johnson, V. L.,	Putnam,	Vail,
Campbell,	Elwell,	Johnston,	Robinson,	Weis,
Canestorp,	Farrington,	Laybourn,	Sageng,	White,
Carpenter,	Fitzpatrick,	McColl,	Schaller,	Wilson,
Cashman,	Fosseen,	Moonan,	Seward,	Works,
Coller,	Glotzbach,	Naeseth,	Smith,	Wright,
Cooke,	Hackney,	Nelson,	Stephens,	

Quorum present.

Messrs, Briggs, Canfield, Clague, Gunderson, Gunn, Hanson, A. L., Hardy, McGowan and Witherstine were excused.

### PETITIONS AND COMMUNICATIONS.

A communication from the St. Paul Trades Assembly, relating to a bill providing for a celebration of the fiftieth anniversary of the admission of Minnesota to the Union, was referred to the Committee on State Fair and Agricultural Societies.

### MOTIONS AND RESOLUTIONS.

Mr. Calhoun moved that when the Senate adjourn it adjourn until Tuesday at 10 o'clock,

Which motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Fosseen (by request) introduced—

S. F. No. 638, A bill for an act to amend section four thousand four hundred one (4401), Revised Laws one thousand nine hundred five (1905), relating to costs in partition suits,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Fosseen (by request) introduced—

S. F. No. 639, A bill for an act to amend section four thousand nine hundred ninety-four (4994), Revised Laws of one thousand nine hundred five (1905), relating to sale of poultry,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Wilson introduced—

S. F. No. 640, A bill for an act to amend section seven hundred (700), seven hundred one (701), seven hundred four (704), of the Revised Laws of one thousand nine hundred five (1905), relating to the incorporation of villages,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 641, A bill for an act regulating the pleading, practice procedure and jurisdiction of the Municipal Court of the City of Stillwater, Minnesota,

Which was read the first time and referred to the Washington County Delegation.

Mr. Pauley introduced—

S. F. No. 642, A bill for an act fixing the fees and mileage which shall be charged by physicians called by coroners in counties having a population of two hundred thousand (200,000) or over, to make autopsies,

Which was read the first time and referred to the Hennepin County Delegation.

Mr. Thorpe introduced—

S. F. No. 643, A bill for an act to amend section five thousand one hundred eighty-nine (5189), Revised Laws one thousand nine hundred five (1905), relating to miscellaneous crimes,

Which was read the first time and referred to the Committee on Grain and Warehouses.

Mr. Thorpe introduced—

S. F. No. 644, A bill for an act proposing an amendment to Article nine (9) of the Constitution of the State of Minnesota, relative to taxation,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Wright introduced—

S. F. No. 645, A bill for an act to aid in the construction of a bridge across the Clearwater River in the town of Kingston, Meeker County, Minnesota,

Which was read the first time and referred to the Committee on Road and Bridges.

Mr. Nelson introduced—

S. F. No. 646, A bill for an act to regulate the sale of carbolic acid and providing penalties for the violation thereof,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Hall introduced—

S. F. No. 647, A bill for an act to create a State Board of Examiners for Chiropractic methods, to regulate the practice of the same in the State of Minnesota, to license Chiropractics and to punish persons violating the provisions of this act,

Which was read the first time and referred to the Committee on General Legislation.

#### REPORTS OF STANDING COMMITTEES.

Mr. Laybourn, from the Joint Delegations of Ramsey, Hennepin and St. Louis Counties, to which was referred—

H. F. No. 128, A bill for an act to provide for the installation and

care of Law Libraries in counties having a population of 100,000 or over,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Smith, from the Committee on Taxes and Tax Laws, to which was referred—

H. F. No. 260, A bill for an act to amend section 57, Revised Laws 1905, providing fees for serving notices of expiration of redemption from tax sales.

• Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe called up the following resolution and moved its adoption:

WHEREAS, The joint resolution appointing the three joint investigating committees to investigate harvester companies, the alleged coal combine, the Chamber of Commerce and Board of Trade of Minneapolis and Duluth, lumber and building material combine, etc., also to investigate the state's rights in pine and mineral land, also to investigate the best methods of taxing ores and ore land, does not contain specific methods for the payment of the expense of said joint investigating committee,

*Therefore*, In order to provide for the proper payment of the expenses of said committees,

*Be It Resolved*, By the House of Representatives, the Senate concurring, that the sum of \$1,500.00 or so much thereof as may be necessary for that purpose, be and the same is hereby appropriated out of the legislative expense fund, for the purpose of paying all the necessary expenses incurred or created under the said joint resolution, and the Chief Clerk of the House is hereby authorized to draw his voucher in payment of said expenses, upon the statement of two members of each of said joint investigating committees, viz.: A Senator and Representative of each of said committees, to be selected by the members of said committees, respectively, for that purpose.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Hanson, H. E.,	Pauly,	Sullivan,
Alderman,	Cooke,	Hinton,	Peterson,	Swanson,
Anderson,	Dale,	Johnson, C. A.,	Pugh,	Thorpe,
Bedford,	Donaldson,	Johnson, V. L.,	Robinson,	Weis,
Calhoun,	Durment,	Moonan,	Sageng,	White,
Campbell,	Hackney,	Naeseth,	Smith,	Wilson,
Canestorp,	Hail,	Nelson,	Stephens,	Works,

So the resolution was adopted.

Mr. Schaller moved that S. F. No. 152 be recalled from the Committee on Enrollment.

Which motion prevailed.

Mr. Schaller moved that the vote by which it was passed be reconsidered,

Which motion prevailed.

Mr. Schaller moved the following amendment:

Amend S. F. No. 152 by striking out the word "with" in the second line, page 2, engrossed bill, and insert the word "which,"

Adopted.

The question being taken on the repassage of the bill as amended,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Johnson, C. A.,	Pugh,	Swanson,
Alderman,	Cooke,	Johnson, V. L.,	Putnam,	Thorpe,
Anderson,	Donaldson,	Laybourn,	Sageng,	Weis,
Bedford,	Durment,	McColl,	Schaller,	White,
Calhoun,	Elwell,	Moonan,	Seward,	Wilson,
Campbell,	Hanson, H. E.,	Naeseth,	Smith,	Works,
Canestorp,	Hinton,	Pauly,	Sullivan,	Wright,
Carpenter,				

So the bill passed and its title was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 472, A bill for an act to amend subdivision sixteen (16) of Section four thousand three hundred and seventeen (4317), Revised Laws, one thousand nine hundred and five (1905), relating to exemptions.

Reports the same back with the recommendation that it be indefinitely postponed.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 51, entitled, A bill for an act making certain contracts entered into with unlawful trusts and combinations within the meaning of section five thousand one hundred sixty-eight (5168), of the Revised Laws of Minnesota for one thousand nine hundred five (1905), null and void, providing civil remedies in such cases; together with rules of pleading and of evidence, and other procedures in reference thereto,"

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 149, A bill for an act providing that officers of school districts may designate depositories for school district moneys and requiring the deposit of school district moneys in such depositories and exempting school district treasurers from liability from such deposit.

Reports the same back with the recommendation that section 1 of said bill be amended by inserting in the first line after the word "several" the word "common," and by striking out of the second and third lines the words "both rural and independent;" by striking out of the seventh and eighth and ninth lines thereof the words "time not exceeding beyond their official term" and inserting in lieu thereof the words "period not exceeding three years," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 13, A bill for an act to amend section one thousand three hundred and twenty-three (1323) of chapter fourteen (14) Revised Laws one thousand nine hundred and five (1905).

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 51,

Was read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 128, 260,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 234, A bill for an act to amend Chapter 271 of the General Laws for 1905, relating to the notice of expiration of redemption on tax judgment sales.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Farrington,	Johnson, V. L.,	Stephens,
Alderman,	Coller,	Fitzpatrick,	Moonan,	Sullivan.
Anderson,	Cooke,	Hackney,	Naeseth,	Swanson,
Bedford,	Dale,	Hall,	Nelson,	Thorpe,
Calhoun,	Donaldson,	Hanson, H. E.,	Robinson,	Vail,
Campbell,	Durment,	Hinton,	Sageng,	Weis,
Canestorp,	Elwell,	Johnson, C. A.,	Smith,	Wilson,

So the bill passed and its title was agreed to.

S. F. No. 473, A bill for an act to empower cities and villages in this state to appoint inspectors of gas, electric light, heat and water meters, and to provide for their compensation.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fitzpatrick,	Nelson,	Swanson,
Alderman,	Coller,	Glotzbach,	Pauly,	Thorpe,
Anderson,	Cooke,	Hanson, H. E.,	Peterson,	Vail,
Bedford,	Dale,	Hinton,	Pugh,	Weis,
Calhoun,	Donaldson,	Johnson, V. L.,	Putnam,	White,
Campbell,	Durment,	Laybourn,	Sageng,	Works,
Canestorp,	Elwell,	Moonan,	Seward,	Wright,
Carpenter,	Farrington,	Naeseth,	Sullivan,	

So the bill passed and its title was agreed to.

S. F. No. 420, A bill for an act pertaining to the board of investment of the school, university and other trust funds,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hanson, H. E.,	Pauly,	Stepnens,
Anderson,	Dale,	Hinton,	Peterson,	Sullivan,
Bedford,	Donaldson,	Johnson, C. A.,	Poehler,	Sundberg,
Calhoun,	Durment,	Johnson, V. L.,	Pugh,	Vail,
Campbell,	Elwell,	Johnston,	Robinson,	Weis,
Canestorp,	Farrington,	Laybourn,	Sageng,	White,
Carpenter,	Fitzpatrick,	McColl,	Seward,	Wilson,
Cashman,	Glotzbach,	Naeseth,	Smith,	Works,
Coller,	Hall,	Nelson,		

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 126, A bill for an act to amend section 2069 of the Revised Laws of 1905, relating to storage and shipment of grain.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glotzbach,	Naeseth,	Seward,
Alderman,	Cashman,	Hall,	Nelson,	Stephens,
Anderson,	Coller,	Hanson, H. E.,	Pauly,	Sullivan,
Bedford,	Dale,	Johnson, V. L.,	Peterson,	Swanson,
Calhoun,	Donaldson,	Johnson, C. A.,	Poehler,	Vail,
Campbell,	Dunn,	Johnston,	Putnam,	Weis,
Canestorp,	Elwell,	McColl,	Sageng,	Works,

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 66, A bill for an act to amend section seven hundred sixty-eight (768), Revised Laws one thousand nine hundred five (1905), relating to claims for damages to person or property.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 6, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hall,	Nelson,	Stephens,
Alderman,	Dale,	Hanson, H. E.,	Pugh,	Sullivan,
Anderson,	Donaldson,	Johnson, C. A.,	Putnam,	Swanson,
Bedford,	Dunn,	Johnson, V. L.,	Robinson,	Thorpe,
Calhoun,	Durment,	Laybourn,	Sageng,	Weis,
Campbell,	Elwell,	McColl,	Seward,	White,
Canestorp,	Fitzpatrick,	Moonan,	Smith,	Wilson,
Cashman,	Hackney,	Naeseth,		

Those who voted in the negative were:

Canfield,	Pauly,	Peterson,	Works,	Wright,
Farrington,				

So the bill passed and its title was agreed to.

S. F. No. 452, A bill for an act to amend section one thousand five hundred and thirty-four (1534), Revised Laws one thousand nine hundred and five (1905),

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hanson, H. E.,	Poehler,	Stephens,
Alderman,	Dale,	Johnson, C. A.,	Pugh,	Swanson,
Anderson,	Donaldson,	Johnston,	Putnam,	Weis,
Bedford,	Dunn,	McColl,	Robinson,	White,
Calhoun,	Durment,	Moonan,	Sageng,	Wilson,
Campbell,	Elwell,	Naeseth,	Seward,	Works,
Canestorp,	Farrington,	Nelson,	Smith,	Wright,
Carpenter,	Glotsbach,	Peterson,		

So the bill passed and its title was agreed to.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the concurrence of the House to the Senate amendments to S. F. No. 152 and the repassage of the same as amended,

"A bill for an act to amend sections 5 and 6 of chapter two hundred and eighty-nine (289) of the General Laws of Minnesota for the year one thousand nine hundred three (1903), being an act entitled, 'An act to authorize the reorganization of school districts in cities having a population of ten thousand (10,000) inhabitants or less in which the city council or common council performs the duties of a board of education.'"

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### MESSAGES FROM THE GOVERNOR.

The following messages were received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 179, A bill for an act to amend section 5, chapter 64 of the General Laws of Minnesota for 1905, relating to the publication of notice by town supervisors,

S. F. No. 270, A bill for an act to appropriate money for the purpose of purchasing seed grain for farmers whose crops were destroyed in whole or in part by excess rain fall in the years 1905 and 1906, and to provide for the manner of its distribution and the repayment of the same.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 16, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to transmit herewith for the consideration of the Senate the following nominations:

Members State Board of Medical Examiners—Dr. F. A. Knights, of Hennepin county, member State Board of Medical Examiners, vice Dr. O. J. Linjer, resigned, for the unexpired term ending the first Monday in January, 1908. Dr. F. J. Brabec, of Otter Tail county, member State Board of Medical Examiners, vice Dr. A. F. Groves, for the term ending the first Monday in January, 1910.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Alderman in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration

S. F. No. 135,

Upon which they report progress and ask leave to sit again, after adopting the following amendment:

Amend S. F. No. 135 as follows:

Section 2, strike out in second line the words "its passage" and insert in lieu thereof the words "July 1st, 1907."

On motion of Mr. Alderman the report of the Committee was adopted.

On motion of Mr. Calhoun the Senate adjourned until next Tuesday at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-SIXTH DAY.

ST. PAUL, TUESDAY, March 19, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Gunn,	McGowan,	Smith,
Alderman,	Dale,	Hackney,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hall,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hardy,	Poehler,	Thorpe,
Campbell,	Elwell,	Hinton,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	White,
Carpenter,	Fosseen,	Johnston,	Sageng,	Wilson,
Cashman,	Glotsbach,	Laybourn,	Schaller,	Witherstine,
Clague,	Gunderson,	McColl,	Seward,	Works,
Coller,				

Quorum present.

Messrs. Moonan and Wright were excused.

A joint memorial from the legislature of the State of Maine, relating to national aid in the construction of permanent public highways was read and transmitted to the House.

A petition from the Minnesota Club, Seattle, Washington, relating to representation of the State of Minnesota at the Alaska-Yukon-Pacific Exposition in Seattle in 1909 was referred to the Committee on State Fair and Agricultural Societies.

## INTRODUCTION OF BILLS.

Mr. Hall introduced—

S. F. No. 648, A bill for an act to amend section one hundred and fifty-six (156) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred and five (1905), relating to election districts,

Which was read the first time and referred to the Committee on Elections.

Mr. Ahmann introduced—

S. F. No. 649, A bill for an act to appropriate money to aid in the completing of a county road in the town of Munson, Stearns County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Canestorp introduced—

S. F. No. 650, A bill for an act authorizing and providing for the payment by towns of damages, costs and necessary expenses, resulting from actions brought against any person or persons performing road work by order of the proper town officer,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Canestorp (by request) introduced—

S. F. No. 651, A bill for an act to amend section four thousand and twenty-five (4025) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to certificates of conviction by justices of the peace,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Clague introduced—

S. F. No. 652, A bill for an act to amend sections one (1) and two (2), chapter one hundred and twenty-two (122), General Laws of one thousand nine hundred and five (1905), being an act to require railroad companies to report all wrecks and casualties where-

in any person is injured or killed, to the Railroad and Warehouse Commission,

Which was read the first time and referred to the Committee on Railroads.

Mr. Sullivan introduced—

S. F. No. 653, A bill for an act making entries in a book or other permanent form of evidence in certain cases,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Sullivan introduced—

S. F. No. 654, A bill for an act authorizing the State Board of Control to erect the necessary buildings for the enlargement of the state prison, and to appropriate money therefor,

Which was read the first time and referred to the Committee on State Prison.

Mr. Hinton introduced—

S. F. No. 655, A bill for an act to provide for the drainage of marsh swamp or wet lands, in any town or township in the State of Minnesota, by the owners of such lands, when the same cannot be drained without affecting the lands of others, and providing for a penalty for obstructing or injuring the ditches or drains constructed under the provisions of this act.

Which was read the first time and referred to the Committee on Drainage.

Mr. Schaller introduced—

S. F. No. 656, A bill for an act for the relief of Mrs. Sophie Wood and her children,

Which was read the first time and referred to the Committee on Claims.

Mr. Schaller introduced—

S. F. No. 657, A bill for an act to fix an amount to be allowed for board of prisoners where the same are not committed to the county jail pending trial,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Calhoun introduced—

S. F. No. 658, A bill for an act entitled an act to amend section two thousand eight hundred and fifty-seven (2857) of the Revised Laws one thousand nine hundred and five (1905), relating to corporations,

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Calhoun introduced—

S. F. No. 659, A bill for an act entitled an act to amend section two thousand nine hundred and seventy-eight (2978) of the Revised Laws one thousand nine hundred and five (1905), relating to financial corporations,

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Sullivan introduced—

S. F. No. 660, A bill for an act authorizing cities now or hereafter having a population of not more than twenty thousand (20,000) and not less than ten thousand (10,000) inhabitants to enter courts having jurisdiction thereof,

Which was read the first time and referred to the Washington and Blue Earth County Delegations.

Mr. Putnam introduced—

S. F. No. 661, A bill for an act to provide for the payment of the certificates of indebtedness issued by the Board of State Capitol Commissioners,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Smith introduced—

S. F. No. 662, A bill for an act relating to the appointment and compensation of deputy clerks of the district court in counties having a population of two hundred and ninety-two thousand (292,000) or more,

Which was read the first time and referred to the Hennepin County Delegation.

Mr. Wilson introduced—

S. F. No. 663, A bill for an act amending subdivision six (6) of section three thousand two hundred forty-nine (3249) in Chapter sixty (60) of the Revised Laws of one thousand nine hundred five (1905), relating to express trusts,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Peterson introduced—

S. F. No. 664, A bill for an act to amend section two thousand forty-nine of the Revised Laws of one thousand nine hundred five (1905), relating to storage and shipment of grain,

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. McGowan introduced—

S. F. No. 665, A bill for an act entitled "An act to legalize certain corporations and to validate transfers of property made by such corporations,

Which was read the first time and referred to the Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 59, A bill for an act to provide for liens upon horses and other animals for the cost of shoeing the same,

Reports the same back with the recommendation that it do pass as heretofore amended.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 525

Reports the same back with the recommendation that it be indefinitely postponed.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 350, A bill for an act to prohibit the improper stamping of any merchandise made in gold or silver and providing a penalty.

Reports that the same was referred to the following sub-committee: Messrs. McCall, Durment and Naeseth.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 296, A bill for an act for the appointment of a county weighmaster.

Reports the same back with the recommendation that it be indefinitely postponed,

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

H. F. No. 306, A bill for an act to prohibit any junk dealer or any second hand dealer or any pawnbroker or any other person from purchasing or receiving on deposit or pledge any goods or anything of value from a minor, and providing a punishment for a violation thereof.

Reports the same back with the recommendation that the bill do pass,

Adopted.

Mr. Hinton, from the Committee on Normal Schools, to which was referred—

S. F. No. 305, A bill for an act to establish a state normal school,

Reports the same back with the recommendation that it be indefinitely postponed,

## MINORITY REPORT.

Messrs. Works, Fitzpatrick and Peterson, from the Committee on Normal Schools, to which was referred—

S. F. No. 305, A bill for an act to establish a State Normal School.

Submits a report of a minority that same be placed on General Orders.

Mr. Works moved the adoption of the minority report,

Which motion prevailed.

## MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 663, A bill for an act relating to the maintenance of judicial ditches in counties having a population of 292,000 or more.

Also the passage by the House of the following Senate Files herewith returned:

S. F. No. 256, A bill for an act to authorize cities in the State of Minnesota now or hereafter having a population of more than 50,000 inhabitants, to issue bonds for the purpose of aiding in the construction of main sewers.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 7, A bill for an act providing for an income tax.

H. F. No. 309, A bill for an act requiring the licensing of persons engaged in the business of making, selling or otherwise disposing of cigarettes, cigarette paper or wrappers, or substitute therefor,

H. F. No. 310, A bill for an act requiring foreign corporations to file annual reports with the Secretary of State and to pay annual fees therefor.

H. F. No. 438, A bill for an act to tax sleeping car companies.

H. F. No. 485, A bill for an act providing a penalty for the giving of a rebate, or other favor, by the officers, servants, agents and employees of any common carrier for the transportation of freight, and a penalty for any person receiving the same.

H. F. No. 543, A bill for an act entitled "An act to authorize any city in this state now or hereafter having a population of over fifty thousand inhabitants to acquire, construct, use and maintain, with suitable grounds, an auditorium building, and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard,

H. F. No. 580, A bill for an act to amend section 795, Revised Laws 1905, relating to property exempt from taxation.

Also the passage by the House of the following Senate File herewith transmitted:

S. F. No. 327, A bill for an act entitled an act to provide for fixing the salary of the Chief of Police in all cities in this State now or hereafter having a population of over 50,000 inhabitants.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### REPORT OF STANDING COMMITTEES.

Mr. Hinton, from the Committee on Normal Schools, to which was referred—

S. F. No. 55, A bill for an act to establish a state normal school at the village of Cass Lake in the county of Cass.

Reports the same back without recommendation.

Adopted.

Mr. Sullivan, of the delegation from Washington County, to which was referred—

S. F. No. 641, A bill for an act regulating the pleading practice proceedings and jurisdiction of the Municipal Court of the city of Stillwater, Minnesota,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Sullivan moved—

That the rules be suspended and that

S. F. No. 641, A bill for an act regulating the pleading practice procedure and jurisdiction of the municipal court of the city of Stillwater, Minnesota,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 641,

Was read the second time.

S. F. No. 641, A bill for an act regulating the pleading practice procedure and jurisdiction of the municipal court of the city of Stillwater, Minnesota.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Laybourn,	Seward,
Alderman,	Cashman,	Hackney,	Moonan,	Smith,
Anderson,	Clague,	Hall,	Nelson,	Sullivan,
Bedford,	Coller,	Hanson, A. L.,	Peterson,	Sundberg,
Briggs,	Cooke,	Hanson, H. E.,	Pugh,	Thorpe,
Calhoun,	Dale,	Hinton,	Robinson,	Weis,
Campbell,	Du Toit,	Johnson, C. A.,	Sageng,	Wilson,
Canestorp,	Fosseen,	Johnson, V. L.,	Schaller,	Witherstine,
Canfield,	Glotsbach,	Johnston,		

So the bill passed and its title was agreed to.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 519, A bill for an act to appropriate money for the installation of a water plant at the state prison at Stillwater, Minnesota.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 242, A bill for an act authorizing the State Drainage Commission to co-operate with the United States Government in making a topographical survey and map of the State of Minnesota, and appropriating money therefor,

Reports the same back with the recommendation that the bill do pass,

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 201, A bill for an act providing a fruit breeding farm for the University of the State of Minnesota.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 381, A bill for an act to establish a free employment bureau in cities of fifty thousand (50,000) inhabitants, or over, and to provide for the conduct and maintenance of the same,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 367, A bill for an act to appropriate money to be expended in locating, surveying, and marking all or a part of the battlefield of Wood Lake, and in purchasing for the use of the state a part thereof.

Reports the same back with the recommendation that the bill do pass.

Adopted.

The President announced the appointment of the following Conference Committee on the part of the Senate as to H. F. No. 486: Messrs. Peterson, Clague, Wilson, Canfield, Collier.

FIRST READING OF HOUSE BILLS.

H. F. No. 7, A bill for an act providing for an income tax.

Was read the first time and referred to the Committee on Tax and Tax Laws.

H. F. No. 309, A bill for an act requiring the licensing of persons engaged in the business of making, selling or otherwise disposing of cigarettes, cigarette papers or wrappers or substitute therefor,

Was read the first time and referred to the Committee on Tax and Tax Laws.

H. F. No. 310, A bill for an act requiring foreign corporations to file annual reports with the secretary of state and to pay annual fees therefor.

Was read the first time and referred to the Committee on Tax and Tax Laws.

H. F. No. 438, A bill for an act to tax sleeping car companies,

Was read the first time and referred to the Committee on Tax and Tax Laws.

H. F. No. 485 (substitute for H. F. No. 13), A bill for an act providing a penalty for the giving of a rebate, or other favor, by the officers, servants, agents and employes of any common carrier for the transportation of freight, and a penalty for any person receiving the same,

Was read the first time and referred to the Committee on Railroads.

H. F. No. 543, A bill for an act entitled an act to authorize any city in this state now or hereafter having a population of over 50,000 inhabitants to acquire, construct, use and maintain, with suitable grounds, an auditorium building, and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard.

Was read the first time and referred to the Ramsey County Delegation.

H. F. No. 580, A bill for an act to amend section 795, Revised Laws, 1905, relating to property exempt from taxation.

Was read the first time and referred to the Committee on Tax and Tax Laws.

H. F. No. 663, A bill for an act relating to the maintenance of judicial ditches in counties having a population of two hundred and ninety-two thousand (292,000) or more.

Mr. Smith moved—

That the rules be suspended and that

H. F. No. 663, A bill for an act relating to the maintenance of judicial ditches in counties having a population of two hundred and ninety-two thousand (292,000) or more.

Be read the second time and substituted for S. F. No. 516 on General Orders.

Which motion prevailed.

S. F. No. 663,

Was read the second time.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 367,

Was read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 306,

Was read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 242, A bill for an act authorizing the State Drainage Commission to co-operate with the United States government in making a topographical survey and map of the State of Minnesota and appropriating money therefor.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canfield,	Farrington,	Hinton,	Robinson,
Alderman,	Carpenter,	Fitzpatrick,	Johnson, V. L.,	Sageng,
Anderson,	Cashman,	Fosseen	Johnston,	Seward,
Bedford,	Dale,	Glotzbach,	Laybourn	Sullivan,
Briggs,	Donaldson,	Gunderson,	Nelson,	Thorpe,
Calhoun,	Durment,	Hanson, A. L.,	Pauly,	Weis,
Campbell,	Du Toit,	Hanson, H. E.,	Poehler,	White,
Canestorp,	Elwell,	Hardy,	Putnam,	Witherstine,

So the bill passed and its title was agreed to.

S. F. No. 74, A bill for an act to create the office of Inspector of Apiaries; to provide for the suppression of contagious diseases among bees and to appropriate money therefor.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 35 and nays 4, as follows:

Those who voted in the affirmative were:

Alderman,	Donaldson,	Fosseen,	Johnson, V. L.,	Robinson,
Bedford,	Dunn,	Glotzbach,	Johnston,	Sageng,
Calhoun,	Durment,	Gunderson,	Laybourn,	Schaller,
Cashman,	Du Toit,	Gunn,	McColl,	Smith,
Clague,	Elwell,	Hall,	McGowan,	Sullivan,
Cooke,	Farrington,	Hanson, A. L.,	Nelson,	Thorpe,
Dale,	Fitzpatrick,	Hinton,	Pauly,	White,

Those who voted in the negative were:

Ahmann,	Anderson,	Briggs,	Hanson, H. E.,
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So the bill passed and its title was agreed to.

Mr. Thorpe offered the following amendment to S. F. No. 512:

Amend S. F. No. 512, by inserting after Section 3, a new section which shall read as follows:

Sec. 4. None of the provisions of this act shall apply to corporations organized under the trust company laws of this state, and by numbering Sec. 4 of the printed bill as Sec. 5.

Adopted.

S. F. No. 512, A bill for an act to define "Bank" and "Savings Bank" and to limit the right to use the same as a business name.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 52 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	McColl,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Calhoun,	Durment,	Hardy,	Peterson,	Swanson.
Campbell,	Elwell,	Hinton,	Peshler,	Thorpe,
Canestorp,	Farrington,	Johnson, C. A.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Robinson,	White,
Cashman,	Fosseen,	Johnston,	Sageng,	Witherstine,
Clague,	Glotsbach,	Laybourn,	Schaller,	Works,
Collier,	Gunderson,			

Mr. Seward voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 59, A bill for an act to provide for liens upon horses and other animals for the cost of shoeing the same,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Anderson,	Dale,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Donaldson,	Hanson, H. E.,	Poehler,	Sundberg,
Calhoun,	Dunn,	Hardy,	Pugh,	Swanson,
Campbell,	Durment,	Hinton,	Putnam,	Thorpe,
Canestorp,	Du Toit,	Johnson, C. A.,	Robinson,	Weis,
Carpenter,	Elwell,	Johnson, V. L.,	Sageng,	White,
Cashman,	Farrington,	Johnston,	Seward,	Wilson,
Clague,	Fosseen,	McColl,	Smith,	Witherstine,
Collier,	Gunderson,	McGowan,	Stephens,	Works,
Cooke,	Hackney,			

So the bill passed and its title was agreed to.

H. F. No. 115, A bill for an act to provide against fraud or deception in issuing receipts or certificates for grain, hay or straw weighed,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays 4, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	McColl,	Sundberg,
Calhoun,	Durment,	Hanson, A. L.,	Naeseth,	Swanson,
Canestorp,	Elwell,	Hanson, H. E.,	Poehler,	Thorpe,
Canfield,	Farrington,	Hardy,	Robinson,	Weis,
Carpenter,	Fitzpatrick,	Hinton,	Sageng,	Wilson,
Clague,	Fosseen,	Johnson, C. A.,	Smith,	Witherstine,
Colier,	Gunderson,	Johnson, V. L.,	Sullivan,	Works,
Cooke,				

Those who voted in the negative were:

Anderson,	Donaldson,	Du Toit,	Laybourn,	Stephens,
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So the bill passed and its title was agreed to.

S. F. No. 380, A bill for an act to amend section one thousand four hundred forty-six (1446), Revised Laws one thousand nine hundred five (1905), as amended, relating to compulsory education,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	McColl,	Sullivan,
Bedford,	Donaldson,	Hall,	McGowan,	Sundberg,
Calhoun,	Durment,	Hanson, A. L.,	Naeseth,	Swanson,
Campbell,	Du Toit,	Hanson, H. E.,	Nelson,	Weis,
Canestorp,	Elwell,	Hardy,	Poehler,	White,
Canfield,	Farrington,	Johnson, V. L.,	Pugh,	Wilson,
Carpenter,	Fosseen,	Johnston,	Sageng,	Witherstine,
Collier,	Gunderson,	Laybourn,	Seward,	Works,
Cooke,				

So the bill passed and its title was agreed to.

S. F. No. 258, A bill for an act to provide for summer sessions at the Normal schools and to appropriate money therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Canfield,	Gunderson,	McColl,	Sullivan,
Alderman,	Carpenter,	Hackney,	McGowan,	Sundberg,
Anderson,	Cooke,	Hall,	Nelson,	Swanson,
Bedford,	Dale,	Hanson, A. L.,	Peterson,	White,
Briggs,	Dunn,	Hinton,	Pugh,	Wilson,
Calhoun,	Du Toit,	Johnson, C. A.,	Sageng,	Witherstine,
Campbell,	Farrington,	Johnson, V. L.,	Seward,	Works,
Canestorp,	Fosseen,	Johnston,		

So the bill passed and its title was agreed to.

S. F. No. 112, A bill for an act regulating the rank and priority of liens for general taxes and assessments for local improvements in cities of more than 10,000 inhabitants,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 36 and nays 3, as follows :

Those who voted in the affirmative were :

Ahmann,	Carpenter,	Fitzpatrick,	Johnson, V. L.,	Seward,
Alderman,	Clague,	Glottzbach,	Johnston,	Smith,
Anderson,	Cooke,	Hackney,	McColl,	Sullivan,
Bedford,	Dale,	Hall,	McGowan,	Vail,
Briggs,	Donaldson,	Hanson, A. L.,	Naeseith,	White,
Calhoun,	Dunn,	Hanson, H. E.,	Nelson,	Witherstine,
Canestorp,	Du Toit,	Hardy,	Sageng,	Works,
Canfield,				

Those who voted in the negative were :

Durment,	Gunderson,	Wilson,
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So the bill passed and its title was agreed to.

On motion of Mr. Hall S. F. No. 412 was referred to a committee of three without losing its place on the calendar.

The President appointed Messrs. Hall, Gunderson and Collier as such committee.

S. F. No. 474, A bill for an act to amend section twenty-one (21) of chapter two hundred four (204) of the Laws of one thousand

nine hundred five (1905), relating to the sale of timber on state lands and defining trespass thereon,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Clague,	Hanson, A. L.,	Naeseth,	Sundberg,
Alderman,	Dale,	Hanson, H. E.,	Nelson,	Thorpe,
Anderson,	Donaldson,	Hinton,	Pauly,	Vail,
Bedford,	Elwell,	Johnson, V. L.,	Pugh,	White,
Calhoun,	Farrington,	Johnston,	Robinson,	Wilson,
Canestorp,	Fosseen,	Laybourn,	Sageng,	Witherstone,
Canfield,	Gunderson,	McColl,	Sullivan,	Works,
Carpenter,	Gunn,			

So the bill passed and its title was agreed to.

S. F. No. 185, A bill for an act to amend sub-division eight (8) of section four hundred thirty-four (434) of the Revised Laws of Minnesota for one thousand nine hundred five (1905), relating to powers of county boards,

Was read the third time and put on its final passage.

Was read the third time and put upon its final passage.

And the roll being called there were yeas 35 and nays none, as follows :

Those who voted in the affirmative were :

Alderman,	Canfield,	Fosseen,	Naeseth,	Stephens,
Anderson,	Carpenter,	Gunderson,	Nelson,	Sullivan,
Bedford,	Cooke,	Hackney,	Pugh,	Sundberg,
Briggs,	Dale,	Hanson, H. E.,	Putnam,	Thorpe,
Calhoun,	Donaldson,	Johnson, V. L.,	Robinson,	Weis,
Campbell,	Durment,	Johnston,	Sageng,	Wilson,
Canestorp,	Farrington,	McGowan,	Seward,	Witherstone,

So the bill passed and its title was agreed to.

S. F. No. 480, A bill for an act to provide for the erection and maintenance of guide posts and guide boards at points where public roads cross or branch in different directions and providing a penalty for the efacement and injury of the same,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cashman,	Fosseen,	Nelson,	Sundberg,
Alderman,	Clague,	Gunderson,	Pauly,	Swanson,
Anderson,	Cooke,	Gunn,	Pugh,	Thorpe,
Bedford,	Dale,	Hackney,	Robinson,	Weis,
Briggs,	Donaldson,	Johnson, V. L.,	Sageng,	White,
Canestorp,	Durment,	Johnston,	Seward,	Wilson,
Canfield,	Elwell,	Naeseth,	Sullivan,	Witherstine,
Carpenter,	Farrington,			

So the bill passed and its title was agreed to.

S. F. No. 519, A bill for an act to appropriate money for the installation of a water plant at the State Prison at Stillwater, Minnesota,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 35 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Carpenter,	Gunderson,	Naeseth,	Seward,
Alderman,	Cooke,	Gunn,	Nelson,	Sullivan,
Bedford,	Dale,	Hanson, A. L.,	Pauly,	Weis,
Briggs,	Donaldson,	Hanson, H. E.,	Pugh,	White,
Campbell,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Canfield,	Fitzpatrick,	Laybourn.	Sageng,	Works,

So the bill passed and its title was agreed to.

#### REPORTS OF STANDING COMMITTEES.—(CONTINUED).

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 478,

Reports the same back with the recommendation that the bill be amended as follows :

Amend the title so that it will read as follows :

“A bill for an act to amend section seven hundred eleven (711),

of the Revised Laws of one thousand nine hundred five (1905), relating to village officers and to extend the provisions thereof as amended to all villages incorporated under any general law of the state."

Amend section one (1) by adding at the end thereof the following:

"An election to fill a vacancy in the office of trustee shall be for the unexpired term."

Amend section two (2) so that it will read as follows:

"Sec. 2. In all villages heretofore incorporated under the general laws of the state and which have not re-incorporated under the provisions of chapter nine (9) of the Revised Laws of one thousand nine hundred five (1905), shall be governed and controlled, respecting the officers thereof, their election, terms of office and vacancies, by the provisions of the Revised Laws of one thousand nine hundred five (1905), as amended by this act."

Amend said bill by adding a third section thereto to read as follows:

"Sec. 3. This act shall take effect and be in force from and after its passage."

And when so amended the bill do pass.

Mr. Nelson moved that the Senate take a recess until 2:30 o'clock.

Which motion prevailed.

#### AFTERNOON SESSION.

The Senate reconvened at 2:30 o'clock and was called to order by the President.

#### INTRODUCTION OF BILLS.

Mr. Coller introduced—

S. F. No. 666, A bill for an act empowering certain religious corporations to receive, hold and convey property,

Which was read the first time.

Mr. Collier moved—

That the rules be suspended and that

S. F. No. 666, A bill for an act empowering certain religious corporations to receive, hold and convey property,

Be read the second and third times and put upon its final passage,

Which motion prevailed.

S. F. No. 666

Was read the second time.

S. F. No. 666, A bill for an act empowering certain religious corporations to receive, hold and convey property,

Was read the third time and put upon its final passage,

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	Nelson,	Smith,
Alderman,	Donaldson,	Hanson, A. L.,	Pugh,	Sullivan,
Calhoun,	Du Toit,	Hardy,	Putnam,	Sundberg,
Campbell,	Farrington,	Hinton,	Robinson,	Weis,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Carpenter,	Fosseen,	Johnston,	Schaller,	Witherstine,
Clague,	Gunderson,	Laybourn,	Seward,	Works,
Collier,				

So the bill passed and its title was agreed to.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 193, A bill for an act to fix salaries of certain elective officers in cities now or hereafter having over fifty thousand (50-000) inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36), article four (4) of the Constitution of this State, as amended by chapter three hundred fifty-one (351), etc.

H. F. No. 287, A bill for an act making certain offices in all cities

in this state, now or hereafter having a population of over fifty thousand (50,000) inhabitants, elective of the people, and fixing the salaries thereof.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Fosseen in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration,

S.F.Nos. 82, 119, 504, 107, 290, 467, 502, 511,

H. F. Nos. 327, 116, 586, 161, 663,

Which they report back and recommend that they do pass,

Also,

S. F. Nos. 151, 78, 497, 292, 329, 475, 360, 493, 267, 387, 135, 350, 421, 137, 215, 296, 526, 261, 439,

H. F. Nos. 204, 4,

Upon which they report progress and ask leave to sit again,

Also,

S. F. Nos. 55, 305,

Which they report back and recommend that they be indefinitely postponed.

Also,

S. F. No. 309, to which Mr. Cashman proposed the following amendment, after which progress was reported on the bill:

Insert a new section to be numbered section one (1), to read as follows:

“Whenever any tax certificate, hereafter issued, shall be assigned by the purchaser at the tax sale, and no entry of the assignment shall be made in the copy judgment book, as provided by Section nine hundred thirty-three (933) of the Revised Laws of one thousand

nine hundred five (1905), a conveyance of all his interests in the land to the owner of the fee, shall operate to release said land from all claims on account of such sale, or the taxes for which the same was made, and in all cases where tax sales have heretofore been made, the person, to whom the tax certificate was issued, shall be conclusively presumed to be the owner of such certificate and to have the right to release the same by such conveyance, notwithstanding any assignment of such certificate, unless at the time of such assignment, or within one year after the passage of this act, the holder of such assignment causes the entry of such assignment to be made in the copy judgment book in the auditor's office, in the form and manner required by said section nine hundred thirty-three (933) of said Revised Laws. Hereafter the claim or lien for taxes, in all cases where land has been sold for such taxes, may be released by the person whose name so appears in the auditor's office as the owner or assignee thereof, and this rule shall apply as well to subsequent assignments of any such tax certificate as to the first assignment thereof, but this act shall not affect sales heretofore made or certificates heretofore issued until the expiration of the time herein limited for assignees of such certificates to put their claims so of record in the auditor's office."

Renumber "Section 1" to read "Section 2," and amend by inserting after the words "showing that the," in line 2 of said section the words "person so appearing of record to be the."

Renumber "sections 2, 3, 4" to read "sections 3, 4 and 5."

Also,

S. F. No. 160 to pass with the following amendment:

Amend S. F. No. 160, by striking out Sec. 2 thereof.

Amend, by striking out the word and figure "Sec. 3" and inserting in lieu thereof the word and figure "Sec. 2."

Amend, by striking out the word and figure "Sec. 4" and inserting in lieu thereof the word and figure "Sec. 3."

Also,

S. F. No. 517, upon which they report progress and recommend that same be referred to the Finance Committee to be reported back not later than March 22, bill not to lose its place on General Orders.

Mr. Fosseen moved that the report of the committee be adopted.

On motion of Mr. Putnam—

S. F. No. 119 was excepted from the report.

The report of the Committee of the Whole was then adopted except as to S. F. No. 119.

Mr. Putnam moved that S. F. No. 119 be placed back on General Orders,

Which motion prevailed.

On motion of Mr. Canestorp the Senate adjourned until tomorrow at 10 o'clock.

S. A. LANGUM,  
Secretary of the Senate.

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## FORTY-SEVENTH DAY.

ST. PAUL, WEDNESDAY, March 20, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Poehler,	Thorpe,
Canestorp,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Carpenter,	Fosseen,	Johnston,	Robinson,	White,
Cashman,	Glotzbach,	Laybourn,	Sageng,	Wilson,
Clague,	Gunderson,	McColl,	Snaller,	Witherstine,
Coller,	Gunn,	McGowan,	Seward,	Works,

Quorum present.

Mr. Wright excused.

Mr. Thorpe offered—

A petition relating to an appropriation for a hospital building at the agricultural school from students of the School of Agriculture.

Which was referred to the Committee on Agriculture and Horticulture.

Mr. Durment gave notice that he would at the proper time tomorrow offer suitable resolutions in memory of the late Senator Hiler H. Horton.

Mr. Clague moved—

That the rules be suspended and that

S. F. No. 541, A bill for an act to legalize bonds issued by cities in certain cases.

Be read the third time and put upon its final passage,

Which motion prevailed.

S. F. No. 541, A bill for an act to legalize bonds issued by cities in certain cases.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Gunn,	Peterson,	Seward,
Bedford,	Dale,	Hanson, A. L.,	Poehler,	Smith,
Briggs,	Durment,	Hanson, H. E.,	Pugh,	Stephens,
Calhoun,	Du Toit,	Hardy,	Putnam,	Swanson,
Canestorp,	Fitzpatrick,	Hinton,	Robinson,	Thorpe,
Canfield,	Fosseen,	Johnson, V. L.,	Sageng,	Weis,
Cashman,	Glotsbach,	McGowan,	Schaller,	Witherstine,
Clague,	Gunderson,	Moonan,		

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS.

Mr. Canestorp introduced—

S. F. No. 667, A bill for an act to amend sections one (1), five (5) and thirteen (13), of chapter two hundred and eighty-eight (288), of the General Laws of Minnesota for the year one thousand nine hundred and five (1905), entitled An act providing for the taxation of and fixing the rate of taxation on inheritances, devices, bequests, legacies and gifts, and providing for the manner of payment, as well as the manner of enforcing payment thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Canestorp introduced—

S. F. No. 668, A bill for an act to amend section three (3), and section sixteen (16), chapter two hundred and eighty-eight (288), of the General Laws of one thousand nine hundred and five (1905), entitled An act providing for taxation of and fixing the rate of taxation on inheritances, devises, bequests, legacies and gifts, and providing for the manner of payment as well as the manner of enforcing payment thereof.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Sullivan introduced—

S. F. No. 669, A bill for an act to provide for the collection and publication of statistics.

Which was read the first time and referred to the Committee on Census.

The Committee on Logs and Lumber introduced—

S. F. No. 670, A bill for an act relating to fees of surveyors general of logs and lumber.

Which was read the first time.

Mr. Gunn moved—

That the rules be suspended and that

S. F. No. 670, A bill for an act relating to fees of surveyors general of logs and lumber.

Be read the second time and put on General Orders.

Which motion prevailed.

S. F. No. 670,

Was read the second time.

Mr. Dunn introduced—

S. F. No. 671, A bill for an act relating to local improvement

assessment certificates issued by cities of this state now or hereafter having a population of over fifty thousand (50,000) inhabitants and limiting the right to maintain an action for the refundment or recovery of moneys paid therefor, and limiting the time within which such action may be commenced.

Which was read the first time.

Mr. Dunn moved—

That the rules be suspended and that

S. F. No. 671, A bill for an act relating to local improvement certificates issued by cities in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants, and limiting the right to maintain an action thereon for the refundment or recovery of moneys paid therefor and limiting the time within which such action may be commenced.

Be read the second and third times and placed on its final passage.

Which motion prevailed.

S. F. No. 671,

Was read the second time.

S. F. No. 671, A bill for an act relating to local improvement certificates issued by cities in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants, and limiting the right to maintain an action thereon for the refundment or recovery of moneys paid therefor and limiting the time within which such action may be commenced.

Was read the third time.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Elwell,	Pauly,	Sullivan,
Alderman,	Cashman,	Fitzpatrick,	Poehler,	Swanson,
Anderson,	Cooke,	Gunn,	Pugh,	Vail,
Bedford,	Dale,	Hanson, A. L.,	Putnam,	Weis,
Briggs,	Donaldson,	Hinton,	Robinson,	White,
Calhoun,	Dunn,	Laybourn,	Sageng,	Wilson,
Canestorp,	Durment,	McGowan,	Seward,	Witherstine,
Canfield,	Du Toit,			

So the bill passed and its title was agreed to.

Mr. Gunn introduced—

S. F. No. 672, A bill for an act providing for the management of the State Park at Star Island, in Cass Lake, Minnesota.

Which was read the first time and referred to the Committee on Public Parks.

Mr. Johnson, C. A., introduced—

S. F. No. 673, A bill for an act to appropriate the sum of \$25,000 for the erection of a monument at Traverse De Sioux, Nicollet county, Minnesota, to commemorate the signing of the peace treaty; the appointment of a commission and the payment of their expenses.

Which was read the first time and referred to the Committee on Finance.

#### REPORTS OF STANDING COMMITTEES.

Mr. Dunn, from the Ramsey County Delegation, to which was referred—

H. F. No. 543, A bill for an act entitled An act to authorize any city in this state now or hereafter having a population of over fifty thousand inhabitants, to acquire, construct, use and maintain, with suitable grounds, an auditorium building, and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dunn moved—

That the rules be suspended and that

H. F. No. 543, A bill for an act entitled An act to authorize any city in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants to acquire, construct, use and maintain with suitable grounds, an auditorium building and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard.

Be read the second and third times and placed on its final passage.

Which motion prevailed.

H. F. No. 543,

Was read the second time.

H. F. No. 543, A bill for an act entitled An act to authorize any city in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants to acquire, construct, use and maintain with suitable grounds, an auditorium building and to levy necessary taxes therefor, and to confirm previous acts of such cities in that regard.

Was read the third time.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hanson, H. E.,	Poehler,	Smith,
Alderman,	Donaldson,	Hinton,	Pugh,	Stephens,
Anderson,	Dunn,	Johnson, V. L.,	Putnam,	Swanson,
Bedford,	Fitzpatrick,	Laybourn,	Robinson,	Thorpe,
Briggs,	Gunderson,	McGowan,	Sageng,	Weis,
Calhoun,	Gunn,	Moonan,	Schaller,	Wilson,
Canfield,	Hackney,	Pauly,	Seward,	Witherstine,
Cashman,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

Mr. Calhoun, from the Hennepin County Delegation, to which was referred —

S. F. No. 662, A bill for an act relating to the appointment and compensation of deputy clerks of the District Court in counties having a population of 292,000, or more.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 546, A bill for an act to authorize the indexing of rec-

ords in the office of the clerk of the district court in counties of less than fifty thousand inhabitants in this state, and fixing the compensation therefor,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 414, A bill for an act to fix the time for holding the general terms of the District Court in and for the County of Clearwater,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 262, A bill for an act to amend Section 3613, of the Revised Laws, 1905.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 422, A bill for an act prescribing the time of holding the general terms of the district court in the counties of Clay and Todd, in the Seventh Judicial District.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 230, A bill for an act to amend section two thousand and ninety-one (2091), of chapter twenty-eight (28), of the Re-

vised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the Railroad and Warehouse Commission.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 528, A bill for an act to amend section two thousand and sixty (2060), of the Revised Laws of one thousand nine hundred and five (1905), relating to grain inspection.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 531, A bill for an act to amend section one thousand nine hundred and eighty-four (1984), of the Revised Laws of one thousand nine hundred and five (1905), relating to reports to the Railroad and Warehouse Commission.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 643, A bill for an act to amend section 5189, Revised Laws, 1905, relating to miscellaneous crimes.

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 19, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate Files:

S. F. No. 256, An act to authorize cities in the State of Minnesota now or hereafter having a population of more than fifty thousand inhabitants, to issue bonds for the purpose of aiding in the construction of main sewers.

S. F. No. 327, A bill for an act entitled An act to provide for fixing the salary of the chief of police in all cities in this state now or hereafter having a population of over 50,000 inhabitants,

Very respectfully,

JOHN A. JOHNSON,  
Governor.

FIRST READING OF HOUSE BILLS.

H. F. No. 287, "A bill for an act making certain offices in all cities in this state, now or hereafter having a population of over 50,000 inhabitants, elective of the people, and fixing the salaries thereof,"

Was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

H. F. No. 193, "A bill for an act to fix salaries of certain elective officers in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to Section 36, Article 4, of the Constitution of this state, etc.,"

Was read the first time and referred to the Hennepin, Ramsey and St. Louis Delegations.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 230, 414, 422, 478, 528, 531, 546, 643, 662,

Were read the second time.

## INTRODUCTION OF BILLS.

Mr. Alderman introduced—

S. F. No. 674, A bill for an act to legalize certain probate proceedings where the probate court has failed to cause a copy of the citation or order for hearing on petition for letter testamentary or administration or ancillary letters, to be served upon the county treasurer prior to such hearing.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Works and Alderman introduced—

S. F. No. 675, A bill for an act to amend the title and section one (1) of chapter three hundred and five (305), of Laws of Minnesota for one thousand nine hundred and five (1905), entitled An act concerning the registration of land and the title thereto in counties of this state having more than seventy-five thousand (75,000) inhabitants and section three thousand three hundred and seventy (3,370), Revised Laws of Minnesota, one thousand nine hundred and five (1905), which is the same as said section one (1), so that the same shall apply to all counties.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 676, A bill for an act to repeal section two thousand three hundred and thirty-four (2,334), Revised Laws of one thousand nine hundred and five (1905), relating to annual fee of registered pharmacists.

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Sageng moved that the Senate do now advise, consent to and confirm the following nomination of His Excellency, the Governor.

Members State Board of Medical Examiners—Dr. F. A. Knights, of Hennepin county, member State Board of Medical Examiners, vice Dr. O. J. Linjer, resigned, for the unexpired term ending the first Monday in January, 1908. Dr. F. J. Brabec, of Otter Tail county, member State Board of Medical Examiners, vice Dr. A. F. Groves, for the term ending the first Monday in January, 1910.

Which motion prevailed.

## THIRD READING OF SENATE BILLS.

S. F. No. 381, A bill for an act to establish a public employment bureau in cities of 50,000 inhabitants or over, and to provide for the conduct and maintenance of the same.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays 2, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hardy,	Nelson,	Smith,
Bedford,	Eiwell,	Hinton,	Pauly,	Stephens,
Briggs,	Fitzpatrick,	Johnson, C. A.,	Poehler,	Thorpe,
Calhoun,	Glotsbach,	Laybourn,	Pugh,	Weis,
Canestorp,	Gunderson,	McGowan,	Putnam,	Wilson,
Canfield,	Gunn,	Moonan,	Robinson,	Witherstine,
Cashman,	Hanson, A. L.,	Naeseth,	Seward,	Works,
Clague,	Hanson, H. E.,			

Those who voted in the negative were:

Anderson,      Sageng,

So the bill passed and its title was agreed to.

S. F. No. 352, A bill for an act to provide for detaching territory included within the corporate limits of villages.

Was read the third time and put upon its final passage.

Mr. Canfield offered the following amendment to S. F. No. 352, and moved its adoption:

1. After the first word "any" in line 1 of section 1, of printed bill insert the word "unplatted."

2. Strike out the words "whether the same be platted or not," in line 1 and 2 of section 1, of printed bill.

There being no objection, the amendment was received and adopted.

The question being taken on the passage of the bill

And the roll being called there were yeas 34 and nays 1, as follows:

Those who voted in the affirmative were :

Alderman,	Cashman,	Fitzpatrick,	Johnson, V. L.,	Seward,
Anderson,	Clague,	Fosseen,	Nelson,	Sullivan,
Bedford,	Dale,	Gunderson,	Pauly,	Thorpe,
Briggs,	Dunn,	Hanson, A. L.,	Peterson,	Weis,
Calhoun,	Du Toit,	Hanson, H. E.,	Poehler,	Witherstine,
Canestorp,	Elwell.	Hinton,	Sageng,	Works,
Canfield,	Farrington,	Johnson, C. A.,	Schaller,	

Mr. Ahman voted in the negative.

So the bill passed and its title was agreed to.

On motion of Mr. Thorpe, H. F. No. 115 was laid on the table.

Mr. Thorpe moved that the vote by which H. F. No. 115 was passed be re-considered.

Which motion prevailed.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House :

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted :

H. F. No. 118, A bill for an act proposing an amendment to section 16 of article 9, of the Constitution of the State of Minnesota, establishing the roads and bridge fund, and authorizing the legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within this state.

H. F. No. 138, A bill for an act entitled An act amending section 790 of the Revised Laws, 1905, relating to special tax levy for the payment of municipal indebtedness to the State school fund,

H. F. No. 197, A bill for an act to amend section four thousand five hundred and thirty-six (4536) of chapter eighty-five (85) of Revised Laws of one thousand nine hundred and five (1905) relating to bonds by contractors for public works and improvements and for the better security of the state and parties performing labor or furnishing material on such work.

H. F. No. 263, A bill for an act requiring express, Telephone, Telegraph and other companies to pay special assessments,

H. F. No. 285, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor.

H. F. No. 293, A bill for an act amending section 1523, of the Revised Laws, 1905, relating to the publication of the notice of application for license to sell intoxicating liquors.

H. F. No. 295, A bill for an act to prohibit any junk dealer, pawn-broker or second hand dealer to purchase or receive mechanic's tools as security for money advanced and providing a punishment therefor.

H. F. No. 328, A bill for an act to amend section 1 of chapter 104, of the General Laws of Minnesota for the year 1905, relating to jurisdiction of justices of the peace.

H. F. No. 338, A bill for an act to amend section 1735 of the Revised Laws of 1905, relating to the dairy and food department,

H. F. No. 359, A bill for an act to amend section 2 of chapter 164, General Laws of the State of Minnesota for 1905,

H. F. No. 379, A bill for an act to amend section one hundred and twenty-six (126) of chapter eight (8) of the General Laws of eighteen hundred and ninety-five (1895), and entitled An act to provide for the incorporation, organization and government of cities,

H. F. No. 439, A bill for an act to amend section 495, Revised Laws of 1905, relating to bonds of county treasurers.

H. F. No. 440, A bill for an act to amend section 2399 of chapter 39, of the Revised Laws of 1905, relating to the bounties for killing wolves.

H. F. No. 466, A bill for an act to legalize village warrants issued in excess of the legal limitations of indebtedness.

H. F. No. 518, A bill for an act to amend section 2700 of the Revised Laws of 1905, relating to the fees of constables by adding a new sub-division thereto to be known as sub-division 20.

H. F. No. 527, A bill for an act entitled An act to amend section 1771, Revised Laws 1905, prohibiting the manufacture and sale for use as food of certain articles and substances.

H. F. No. 537, A bill for an act amending section 2, of chapter 93, General Laws of 1905, relating to the formation of corporations to negotiate and sell mortgages on farm lands and to issue debentures thereon.

H. F. No. 548, A bill for an act to legalize the foreclosure of mortgages by advertisement, where the power of attorney to foreclose the same has not been executed or recorded.

H. F. No. 833, A bill for an act to amend section 1 chapter 334 of the Laws of Minnesota for 1905, being An act to authorize and empower all cities in this state, however organized, having a population of 10,000 inhabitants or less, to issue bonds and dispose of the same, and to use the same or the proceeds thereof for the purpose of purchasing waterworks or light plants already in existence or for the purpose of constructing, extending, enlarging, improving or purchasing municipal waterworks, etc.

Also that the House has concurred in the Senate amendments to H. F. No. 77, and re-passed the same as amended.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following resolution, in which the concurrence of the Senate is requested:

WHEREAS, the present condition of the industries of the State Prison are such that they demand immediate attention by the State Legislature. There is an imperative demand for the immediate extension of the twine industry and for the development of other industries at such prison, and the ground at the old prison site is entirely occupied and there is absolutely no room for the extension of the present industries or the installation of any new industries at the old prison site; and,

WHEREAS, the present prison is already overcrowded, is unsanitary and unfit for the habitation of the inmates thereof, and is entirely inadequate for the needs of the convicts, and the prison population is constantly increasing; and,

WHEREAS, the institution has been a source of very large profit to the State of Minnesota for a period of more than five years last past, showing a net profit for the fiscal year of \$210,668.00 and a total net profit to date of upwards of one million dollars; and there is urgent demand for more room and facilities for the increase of the manufacture of twine; and,

WHEREAS, the twine industry at the State Prison under the able

management of the prison administration has not only been a source of direct profit to the state but has saved the farmers of this state millions of dollars in the reduced price of twine; and,

WHEREAS, there is now pending before the Legislature, a bill authorizing the manufacture of rakes, mowers and binders, the manufacture of which should prove profitable to the state and beneficial to the farmers thereof;

*Therefore, Be It Resolved*, by the House of Representatives, the Senate concurring, that the Board of Control take immediate steps looking to the building of a new state prison upon the new site now owned by the state and cause plans to be made for a new and modern prison at such new site, together with such factory buildings as may be necessary to accommodate the extension of the twine industry and other industries which may be authorized by the Legislature.

*Further Resolved*, That the Board of Control and the Warden of the State Prison are hereby requested to submit plans to this Legislature for the erection of a new prison and said factory buildings at the new site at Stillwater at their earliest convenience, and make such suggestions as may be proper and necessary relative to the building of such new prison.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Briggs, S. F. No. 179 was recalled from the Governor for correction.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Cashman in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 135, 201,

Which they report back and recommend that they do pass.

Also,

S. F. Nos. 421, 137, 215, 296,

Upon which they report progress and ask leave to sit again.

Also,

S. F. No. 350.

Which they report back and recommend that they be indefinitely postponed.

Also,

S. F. No. 119,

Which they report back and recommend that it be referred to the Judiciary Committee without losing its place on General Orders.

Also, S. F. No. 526, which they report back and recommend that it do pass with the following amendment :

Amend S. F. No. 526, by striking out the first and second lines of section 3, of printed bill, the following words: "The Board of Regents of the State University, and said Board of Regents," and insert in lieu thereof the words "the State Board of Control and and said State Board of Control."

Also amend section 4, by adding after the word "University" the words "of Minnesota."

Also amend by striking out of section 5 the words "Board of Regents" and insert in place thereof the words "State Board of Control."

Mr. Cashman moved that the report of the committee be adopted.

On motion of Mr. Clague,

S. F. No. 135 was excepted from the report.

The report of the Committee of the Whole was then adopted except as to S. F. No. 135

Mr. Clague moved that S. F. No. 135 be indefinitely postponed.

Mr. Hanson, H. E., demanded a roll call.

The question being taken on the adoption of the motion to indefinitely postpone,

And the roll being called there were yeas 24 and nays 28, as follows :

Those who voted in the affirmative were:

Alderman,	Cooke,	Hardy,	Moonan,	Pugh,
Briggs,	Du Toit,	Hinton,	Naeseth,	Sageng,
Calhoun,	Fitzpatrick,	Johnston,	Nelson,	Thorpe,
Canestorp,	Glotzbach,	Laybourn,	Peterson,	Witherstine,
Clague,	Hall,	McColl,	Poehler,	

Those who voted in the negative were:

Ahmann,	Dale,	Hackney,	Robinson,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Schaller,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Seward,	Vail,
Canfield,	Farrington,	Johnson, V. L.,	Smith,	Wilson,
Cashman,	Fosseen,	McGowan,	Stephens,	Works,
Coller,	Gunderson,	Putnam,		

So the motion was not adopted.

On motion of Mr. Hanson, H. E. the report of the committee was adopted as to S. F. No. 135.

On motion of Mr. Stephens, the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-EIGHTH DAY.

ST. PAUL, THURSDAY, March 21, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hanson, A. L.,	Nelson,	Stephens,
Alderman,	Dunn,	Hanson, H. E.,	Pauly,	Sullivan,
Anderson,	Du Toit,	Hardy,	Peterson,	Sundberg,
Briggs,	Elwell,	Hinton,	Poehler,	Swanson,
Calhoun,	Fitzpatrick,	Johnson, V. L.,	Pugh,	Vail,
Campbell,	Fosseen,	Johnson, C. A.,	Robinson,	Weis,
Canestorp,	Glotsbach,	Johnston,	Sageng,	White,
Canfield,	Gunderson,	Laybourn,	Seward,	Wilson,
Cashman,	Gunn,	McColl,	Schaller,	Witherstine,
Clague,	Hackney,	Moonan,	Smith,	Wright,
Cooke,	Hall,	Naeseth,		

Quorum present.

Messrs. Carpenter, Collier, Donaldson, Durment, McGowan, Thorpe and Works were excused.

## FIRST READING OF HOUSE BILLS.

H. F. No. 833, A bill for an act to amend section 1, chapter 334 of the Laws of Minnesota for 1905, being "An act to authorize and empower all cities in this state however organized, having a population of 10,000 inhabitants or less to issue bonds and dispose of the same, and to use the same or the proceeds thereof for the purpose of purchasing waterworks or light plants already in existence, or for the purpose of constructing, extending, enlarging, improving or purchasing municipal waterworks or light plants or either or all thereof."

Was read the first time.

Mr. Sageng moved

That the rules be suspended and that

H. F. No. 833, A bill for an act to amend section 1, chapter 334 of the Laws of Minnesota for 1905, being "An act to authorize and empower all cities in this state, however organized, having a population of 10,000 inhabitants or less to issue bonds and dispose of the same, and to use the same or the proceeds thereof for the purpose of purchasing waterworks or light plants already in existence or for the purpose of constructing, extending, enlarging, improving or purchasing municipal waterworks or light plants or either or all thereof,"

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 833

Was read the second time.

H. F. No. 833, A bill for an act to amend section 1, chapter 334 of the Laws of Minnesota for 1905, being "An act to authorize and empower all cities in this state, however organized, having a population of 10,000 inhabitants or less to issue bonds and dispose of the same, and to use the same or the proceeds thereof for the purpose of purchasing waterworks or light plants already in existence or for the purpose of constructing, extending, enlarging, improving or purchasing municipal waterworks or light plants or either or all thereof,"

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hall,	Laybourn,	Sageng,
Alderman,	Elwell,	Hanson, A. L.,	Nelson,	Smith,
Anderson,	Fitzpatrick,	Hanson, H. E.,	Pauly,	Stephens,
Briggs,	Fosseen,	Hardy,	Poehler,	Sullivan,
Canestorp,	Glotsbach,	Hinton,	Pugh,	Sundberg,
Cashman,	Gunderson,	Johnson, V. L.,	Putnam,	White,
Clague,	Hackney,	Johnston,	Robinson,	Witherstine,
Dale,				

So the bill passed and its title was agreed to.

Mr. Johnson offered the following resolution:

WHEREAS, There seems to be a difference of opinion as to the long distance per ton tariff of Iowa,

WHEREAS, The Senate and Railroad Committee ought to be in possession of all the important information that is obtainable,

*Therefore, Be it Resolved*, That the President of the Senate appoint a committee of three (3) to go to Des Moines, Ia., and interview the Railroad Commissioners of that State as to the workings of the long distance tariff per ton per mile law in force there;

*Be it Further Resolved*, That the expenses be paid on order of the Secretary of the Senate, countersigned by the Lieutenant Governor.

Mr. Johnson gave notice of debate, so the resolution went over under the rules.

On motion of Mr. Cashman S. F. No. 309 was referred to the Committee on Judiciary without losing its place on General Orders.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files herewith transmitted:

H. F. No. 15, A bill for an act providing for the erection of a monument to the first Minnesota Battery at Shiloh, and designating a commission for the same.

H. F. No. 222, A bill for an act to authorize any city in this state now or hereafter having a population of over 50,000 inhabitants, and which has not adopted home rule charter to issue and sell its bonds for the purpose of constructing a bridge across a navigable stream, running through said city.

H. F. No. 308, A bill for an act to amend sections 2889 and 2890, Revised Laws 1905, relating to foreign corporations.

H. F. No. 317, A bill for an act to authorize the Board of Control of any county to fix the salary of the secretary appointed by it.

H. F. No. 420, A bill for an act to amend section 123, Revised Laws, 1905, relating to township delinquent road taxes,

H. F. No. 430, A bill for an act to amend sub-section 2 of section 784, Revised Laws of 1905, which authorizes counties to issue bonds for certain purposes,

H. F. No. 529, A bill for an act to appropriate money to commemorate the services of the First Regiment of Minnesota Volunteers and their late colonel, William Colville, and to provide a suitable monument for his grave.

H. F. No. 834, A bill for an act authorizing the state board of control to employ state agents for the care and control of paroled patients from the hospitals and asylums for the insane and the school for feeble-minded and colony for epileptics.

Also the passage by the House of the following Senate Files, herewith returned:

S. F. No. 186, A bill for an act to amend section 1619, Revised Laws 1905, relating to the publication of annual statements of insurance companies.

S. F. No. 298, A bill for an act to amend section 3860, Revised Laws, 1905, of Minnesota, relating to warrant of commitment to the state hospitals for the insane,

S. F. No. 343, A bill for an act authorizing cities of this state having a population of ten thousand inhabitants or less, to issue and sell their negotiable coupon bonds to take up their past due indebtedness and to prevent the subsequent creation of a floating indebtedness in such cities.

S. F. No. 345, A bill for an act to authorize cities having a population of 10,000 inhabitants or less, to purchase, acquire, install, construct, extend and improve waterworks, and to issue bonds for such purpose.

S. F. No. 666, A bill for an act empowering certain religious corporations to receive, hold and convey property.

Also that the House has concurred in the Senate amendments to H. F. N. 41, and repassed the same as amended.

Also that the House has concurred in the Senate amendments to H. F. No. 41, and repassed the same as amended.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

## INTRODUCTION OF BILLS.

Mr. Putnam introduced—

S. F. No. 677, A bill for an act to provide for the purchase of county bonds by Board of County Commissioners in counties having not more than fifty thousand (50,000) population,

Which was read for the first time and referred to the Committee on Towns and Counties.

The Committee on Public Accounts and Expenditures introduced

S. F. No. 678, A bill for an act to amend section one thousand eight hundred and ninety-one (1891), Revised Laws one thousand nine hundred and five (1905), relating to money of inmates of state institutions,

Which was read the first time.

Mr. Fosseen moved

That the rules be suspended and that

S. F. No. 678, A bill for an act to amend section one thousand eight hundred and ninety-one (1891), Revised Laws one thousand nine hundred and five (1905), relating to money of inmates of state institutions,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 678

Was read the second time.

Mr. Fosseen (by request) introduced—

S. F. No. 679, A bill for an act to fix salaries of city physicians of the Board of Corrections and Charities in cities now or hereafter having over fifty thousand (50,000) inhabitants, and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36), article four (4) of the Constitution of this state,

Which was read the first time.

Mr. Fosseen moved

That the rules be suspended and that

S. F. No. 679, A bill for an act to fix salaries of city physicians of the Board of Corrections and Charities in cities now or hereafter having over fifty thousand (50,000) inhabitants, and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36), article four (4) of the Constitution of this state,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 679

Was read the second time.

S. F. No. 679, A bill for an act to fix salaries of city physicians of the Board of Corrections and Charities in cities now or hereafter having over fifty thousand (50,000) inhabitants, and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36), article four (4) of the Constitution of this state.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, H. E.,	Peterson,	Smith,
Alderman,	Du Toit,	Hinton,	Poehler,	Sullivan,
Anderson,	Elwell,	Johnson, V. L.,	Pugh,	Sundberg,
Calhoun,	Forsen,	Laybourn,	Putnam,	Swanson,
Campbell,	Glottzbach,	McColl,	Robinson,	White,
Canestorp,	Gunderson,	Naeseth,	Sageng,	Wilson,
Canfield,	Hall,	Nelson,	Seward,	Witherstine,
Cooke,	Hanson, A. L.,	Pauly,		

So the bill passed and its title was agreed to.

Mr. Stephens introduced—

S. F. No. 680, A bill for an act to create the office of state inspector of weeds, defining the duties, fixing the salary, and appropriating money therefor,

Which was read for the first time and referred to the Committee on General Legislation.

Mr. Bedford (by request) introduced—

S. F. No. 681, A bill for an act entitled an act to require a statement of the net weight on packages of butter, butter substitute, lard and lard substitute,

Which was read for the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Dunn introduced—

S. F. No. 682, A bill for an act to amend sections three thousand six hundred and forty (3640) and three thousand six hundred and forty-one (3641), Revised Laws one thousand nine hundred and five (1905), relating to notice to be given to parties interested in proceedings pending in the probate court, and the manner of service of the same,

Which was read for the first time and referred to the Committee on Judiciary.

The Ramsey County Delegation introduced—

S. F. No. 683, A bill for an act entitled "An act to provide for fixing the salary of the first assistant commissioner of public works in all cities in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants,

Which was read the first time.

Mr. Dunn moved

That the rules be suspended and that

S. F. No. 683, A bill for an act entitled "An act to provide for fixing the salary of the first assistant commissioner of public works in all cities in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 683

Was read the second time.

Mr. Canfield introduced—

S. F. No. 684, A bill for an act defining what shall constitute a

sufficient tender to railway companies of goods and merchandise to be transported in carload lots, and fixing and allowing attorneys' fees and statutory costs in suits to recover damages for failure or neglect to transport such goods or merchandise,

Which was read for the first time and referred to the Committee on Railroads.

Messrs. Hinton and Alderman introduced—

S. F. No. 685, A bill for an act to amend section one thousand five hundred and fifty-nine (1559), chapter sixteen (16), Revised Laws of one thousand nine hundred and five (1905), relating to intoxicating liquors,

Which was read for the first time and referred to the Committee on Temperance.

Mr. Alderman introduced—

S. F. No. 686, A bill for an act to amend sections one thousand five hundred and twenty-nine (1529) and one thousand five hundred and thirty-five (1535) of Revised Laws one thousand nine hundred and five (1905), regulating the sale and disposal of intoxicating liquors, the licensing thereof and the transfer of licenses issued for such purpose,

Which was read for the first time and referred to the Committee on Temperance.

Mr. Cooke (by request) introduced—

S. F. No. 687, A bill for an act relating to appropriations made by the Legislature of the State of Minnesota,

Which was read for the first time and referred to the Committee on Finance.

Mr. Gunn introduced—

S. F. No. 688, A bill for an act relating to the Northwest Sub-Experiment Station of the University of Minnesota at Grand Rapids, Minnesota, and appropriating money therefor,

Which was read for the first time and referred to the Committee on Finance.

Mr. Gunn introduced—

S. F. No. 689. A bill for an act to appropriate money to aid in the construction of a bridge across the Vermillion River in township one hundred forty-three (143), range twenty-five (25), in Cass county,

Which was read for the first time and referred to the Committee on Roads and Bridges.

Mr. Sullivan introduced—

S. F. No. 690. A bill for an act to amend section two thousand twelve (2012) of the Revised Laws of one thousand nine hundred five (1905), relating to the public schedule of rates,

Which was read for the first time and referred to the Committee on Railroads.

Mr. Cooke introduced—

S. F. No. 691. A bill for an act to amend section thirty-three (33) of article four (4) of the Constitution of the State of Minnesota.

Which was read for the first time and referred to the Committee on Judiciary.

Mr. Dale introduced—

S. F. No. 692. A bill for an act relating to education, amending sections one thousand three hundred twenty-one (1321), one thousand three hundred twenty-seven (1327) and one thousand three hundred thirty (1330) of the Revised Laws of one thousand nine hundred five (1905),

Which was read for the first time and referred to the Committee on Education.

Mr. Clague introduced—

S. F. No. 693. A bill for an act proposing an amendment to section two (2), article four (4) of the Constitution of the State of Minnesota, relating to the number of members who shall compose the Senate and House of Representatives,

Which was read for the first time and referred to the Committee on Reapportionment.

Mr. Robinson (by request) introduced—

S. F. No. 694, A bill for an act to regulate the employment of children, and providing penalties for its violation,

Which was read for the first time and referred to the Committee on Labor.

#### ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the Committee had examined, read, compared and found truly engrossed

S. F. Nos. 402, 87, 385, 45, 96, 89, 110, 179, 343, 345, 465, 403, 181, 512, 234, 513, 254, 66, 380, 258, 412, 375, 492, 185, 474, 290, 160, 502, 107, 511,

Which report was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 347, A bil for an act authorizing municipalities to issue their bonds to the State of Minnesota,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 226, A bill for an act to prevent candidates for elective offices pledging themselves, without the knowledge of the electors, to favor or to oppose measure and bills, and to prevent the solicitation of such pledges from such candidates,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 615, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house in certain cases,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Fosseen, from the Committee on Public Accounts and Expenditures, to which was referred—

S. F. No. 488, A bill for an act to amend Section one thousand five hundred and eighty-nine (1589), of the Revised Laws of one thousand nine hundred and five (1905), relating to the reports of Public Examiner.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 322, A bill for an act to provide for the election of candidates at primary and general elections for the office of judge of district and probate courts of this state,

Reports the same back without recommendation.

Adopted.

Mr. Cooke, from the Committee on Game and Fish Laws, to which was referred—

S. F. 550,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Sundberg, from the Committee on Drainage, to which was referred—

S. F. No. 505, A bill for an act to authorize the alteration of

contracts for the construction of drainage ditches in certain cases and to authorize the modification of the original orders, establishing such drainage ditches in certain cases.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 524, A bill for an act to provide a hospital for the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics, and to provide a fund therefor,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 361,

Reports the same back with the recommendation that it be referred to the Finance Committee.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 463, A bill for an act relating to the quarantine of animals afflicted with a communicable disease, and providing penalties for violation.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 362,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 401, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of ice cream.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 540, A bill for an act to appropriate money for the study and investigation of methods of improving embalming fluids and the care of the dead.

• Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Sullivan, from the Committee on State Prison, to which was referred—

S. F. No. 654, A bill for an act authorizing the State Board of Control to erect the necessary buildings for the enlargement of the State Prison and to appropriate money therefor,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 580,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 606,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 581,

Reports the same back with the recommendation that section 2, commencing on line 12, be amended so as to read as follows:

“And it shall be collected by the county treasurer and paid to the city, village or township, as other taxes are collected and paid, and when so amended that the same do pass,

Adopted.

Mr. White, from the Committee on Public Health\* and Pure Food, to which was referred—

S. F. No. 605,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 244, A bill for an act to amend section two thousand six hundred and sixty-eight (2668), chapter forty-seven (47), Revised Laws one thousand nine hundred and five (1905), relating to removal from office by governor.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 362, A bill for an act to fix the salary of Register of Deeds,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 614, A bill for an act relating to the sale of plants, trees, shrubbery, etc., and to provide against the spread of infectious diseases among plants, trees, shrubbery, etc., and for the inspection of nursery stock, owned or sold by companies or corporations doing business in the State of Minnesota,

Reports the same back with the recommendation that it be placed on General Orders without recommendation,

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 647, A bill for an act to create a state board of examiners for chiropractic methods, to regulate the practice of the same in the State of Minnesota, to license chiropractors and to punish persons violating the provisions of this act,

Reports the same back with the recommendation that same be placed on General Orders without recommendation.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 368; A bill for an act to amend section two thousand six hundred seventy-six (2676), Revised Laws one thousand nine hundred five (1905).

Reports the same back with the recommendation that said bill be indefinitely postponed.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 509. A bill for an act to amend sections one thousand five hundred eighty-eight (1588), one thousand five hundred ninety-nine (1599) and one thousand five hundred ninety-one (1591) of the Revised Laws of one thousand nine hundred five (1905), relating to the office of Public Examiner,

Reports the same back with the recommendation that the bill be amended as follows:

In line 4 of section 2 thereof change the word "five thousand" to the words "four thousand five hundred," and that when so amended the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 495. A bill for an act to compel corporations and associations organized for charitable or reform purposes to file statements of their receipts and disbursements with the State Board of Control, and to punish such corporations and associations and their officers and agents for neglect so to do.

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. Nos. 152, 327 and 256,

Which report was agreed to.

Mr. Briggs moved that the Senate concur in House amendments to S. F. No. 179,

Which motion prevailed.

The question being taken on the repassage of the bill

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hanson, A. L.,	Nelson,	Smith,
Alderman,	Dale,	Hanson, H. E.,	Poehler,	Sullivan,
Anderson,	Dunn,	Hardy,	Pugh,	Sundberg,
Briggs,	Durment	Hinton,	Putnam,	Weis,
Calhoun,	Elwell,	Johnson, C. A.,	Robinson,	White,
Campbell,	Fosseen,	Johnson, V. L.,	Sageng,	Wilson,
Canestorp,	Gunderson,	Moonan,	Seward,	Witherstine,
Cashman,	Hackney,	Naeseth,		

So the bill passed and its title was agreed to.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 15, A bill for an act providing for the erection of a monument to the First Minnesota Battery at Shiloh, and designating a commission for the same,

Was read for the first time and referred to the Committee on Military Affairs.

H. F. No. 118, A bill for an act proposing an amendment to section sixteen (16) of article nine (9) of the Constitution of the State of Minnesota, establishing a road and bridge fund and authorizing the legislature to levy an annual tax for the purpose of constructing and improving roads and bridges within this state,

Was read the first time and referred to the Committee on Roads and Bridges.

H. F. No. 138, A bill for an act to amend section seven hundred and ninety (790) of the Revised Laws of Minnesota, one thousand nine hundred and five (1905), relating to special tax levy for the payment of municipal indebtedness to the state school fund,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 197, A bill for an act to amend section four thousand five hundred and thirty-six (4536), of Chapter eighty-five (85), of the Revised Laws of one thousand nine hundred five (1905), relating to bonds of contractors for public works and improvements and for the better security of the state and parties performing labor or furnishing material on such work,

Was read the first time and referred to the Committee on General Legislation.

H. F. No. 222, A bill for an act to authorize any city in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants and which has not adopted Home Rule Charter, to issue and sell its bonds for the purpose of constructing a bridge across a navigable stream running through said city,

Was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

H. F. No. 263, A bill for an act requiring express, telephone, telegraph and other companies to pay special assessments,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 285, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor,

Was read the first time.

Mr. Fosseen moved—

That the rules be suspended and that

H. F. No. 285, A bill for an act to authorize cities to acquire, construct, own, operate and lease public utilities and to provide the means therefor,

Be read the second time and put upon General Orders.

Which motion prevailed.

H. F. No. 285,

Was read the second time.

H. F. No. 293, A bill for an act amending section one thousand five hundred twenty-three (1523), of the Revised Laws of one thousand nine hundred five (1905), relating to the publication of the notice of application for license to sell intoxicating liquors,

Was read the first time and referred to the Committee on Temperance.

H. F. No. 295, A bill for an act to prohibit any junk dealer pawnbroker or second-hand dealer to purchase or receive mechanics' tools as security for money advances and providing a punishment therefor,

Was read the first time and referred to the Committee on General Legislation

H. F. No. 308, A bill for an act to amend sections two thousand eight hundred eighty-nine (2889) and two thousand eight hundred ninety (2890), Revised Laws, one thousand nine hundred five (1905), relating to foreign corporations,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 317, A bill for an act to authorize the Board of Control of any county to fix the salary of the Secretary appointed by it,

Was read the first time.

Mr. Dunn moved—

That the rules be suspended and that

H. F. No. 317, A bill for an act to authorize the Board of Control of any county to fix the salary of the Secretary appointed by it,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 317

Was read the second time.

H. F. No. 317, A bill for an act to authorize the Board of Control of any county to fix the salary of the Secretary appointed by it

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hackney,	McColl,	Stephens,
Alderman,	Dale,	Hanson, H. E.,	Naeseth,	Sullivan.
Anderson,	Dunn,	Hardy,	Nelson,	Sundberg,
Briggs,	Elwell,	Hinton,	Peterson,	Swanson,
Calhoun,	Fosseen,	Johnson, C. A.,	Pugh,	White,
Campbell,	Glotzbach,	Johnson, V. L.,	Sageng,	Wilson,
Canfield,	Gunn,	Laybourn,	Seward,	Witherstine,
Cashman,				

So the bill passed and its title was agreed to.

H. F. No. 328, A bill for an act to amend section one (1) of chapter one hundred four (104) of the General Laws of Minnesota for the year one thousand nine hundred five (1905), relating to jurisdiction of justice of the peace,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 338, A bill for an act to amend section one thousand seven hundred thirty-five (1735) of the Revised Laws one thousand nine hundred five (1905), relating to the dairy and food department,

Was read the first time and referred to the Committee on Public Health.

H. F. No. 359. A bill for an act to amend section two (2) of chapter one hundred sixty-four (164), General Laws of the State of Minnesota one thousand nine hundred five (1905),

Was read the first time and referred to the Hennepin and Ramsey County Delegation.

H. F. No. 379, A bill for an act to amend section one hundred twenty-six (126) of chapter eight (8) of the General Laws of one thousand eight hundred ninety-five (1895) and entitled An act to provide for the incorporation, organization and government of cities,

Was read the first time and referred to the Committee on Municipal Corporations.

H. F. No. 420, A bill for an act to amend section one thousand two hundred thirty-one (1231), Revised Laws one thousand nine hundred five (1905), relating to township delinquent road taxes,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 430, A bill for an act to amend Subsection two (2) of section seven hundred eighty-four (784), Revised Laws of one thousand nine hundred five (1905), which authorizes counties to issue bonds for certain purposes,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 430, A bill for an act to amend section four hundred ninety-five (495), Revised Laws one thousand nine hundred five (1905), relating to bonds of county treasurers,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 440, A bill for an act to amend section two thousand three hundred ninety-nine (2399) of chapter thirty-nine (39), Revised Laws of one thousand nine hundred five (1905), relating to the bounties for killing wolves,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 466, A bill for an act to legalize village warrants issued in excess of the legal limitations of indebtedness,

Was read the first time.

H. F. No. 518, A bill for an act to amend section two thousand seven hundred (2700) of the Revised Laws one thousand nine hundred five (1905), relating to the fees of constables by adding a new subdivision thereto to be known as subdivision twenty (20),

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 527, A bill for an act entitled, "An act to amend section one thousand seven hundred seventy-one (1771), Revised Laws one thousand nine hundred five (1905), prohibiting the manufacture and sale for use as food of certain articles and substances,"

Was read the first time and referred to the Committee on Public Health.

H. F. No. 529, A bill for an act to appropriate money to commemorate the services of the First Regiment of Minnesota volun-

teers and their late colonel, William Colville, and to provide a suitable monument for his grave,

Was read the first time

Mr. Naeseth introduced—

That the rules be suspended and that

H. F. No. 529, A bill for an act to appropriate money to commemorate the services of the First Regiment of Minnesota volunteers and their late colonel, William Colville, and to provide a suitable monument for his grave,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 529

Was read the second time.

H. F. No. 529, A bill for an act to appropriate money to commemorate the services of the First Regiment of Minnesota volunteers and their late colonel, William Colville, and to provide a suitable monument for his grave,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 55 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hall,	Naeseth,	Smith,
Alderman,	Dunn,	Hanson, A. L.,	Nelson,	Stephens,
Anderson,	Durment,	Hanson, H. E.,	Pauly,	Sullivan,
Briggs,	Du Toit,	Hardy,	Peterson,	Sundberg,
Calhoun,	Elwell,	Hinton,	Pochler,	Swanson,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Fosseen,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Glotsbach,	Johnston,	Robinson,	White,
Cashman,	Gunderson,	Laybourn,	Sageng,	Wilson,
Clague,	Gunn,	McColl,	Schaller,	Witherstine,
Cooke,	Hackney,	Moonan,	Seward,	Wright,

So the bill passed and its title was agreed to.

H. F. No. 537, A bill for an act amending section two (2) of chapter ninety-three (93), General Laws one thousand nine hun-

dred five (1905), relating to the formation of corporations to negotiate and sell mortgages on farm lands and to issue debentures thereon.

Was read for the first time and referred to the Committee on Corporations.

H. F. No. 548, A bill for an act to legalize the foreclosure of mortgages by advertisement, where the power of attorney to foreclose the same has not been executed or recorded,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 834, A bill for an act authorizing the State Board of Control to employ state agents for the care and control of paroled patients from the hospitals and asylums for the insane and the school for feeble-minded and colony for epileptics.

Was read the first time and referred to the Committee on State Hospitals.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 322, 463, 488, 495, 505, 509, 524, 540, 550, 580, 581, 605, 606, 614, 615, 647, 654,

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 347, 362, 401,

Were read the second time.

#### REPORTS OF STANDING COMMITTEES.—CONTINUED.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 222, A bill for an act to locate and establish the third state fish hatchery in the township of Deerwood at or within two miles of Deerwood postoffice in the County of Crow Wing, and to empower, authorize and direct the Board of Game and Fish

Commissioners in the State of Minnesota to acquire a site therefor and to equip, develop and maintain the same, and to appropriate money therefor.

Reports the same back with the recommendation that section four (4) thereof be stricken out and without further recommendation.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota and to accept donations to acquire site for the same, and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said University, to be known as the "Elliott Memorial Building,"

Reports the same back with the recommendation that it be amended as follows:

Strike out the words and figures "one hundred and fourteen thousand (114,000) dollars" where they occur in the 7th and 20th lines thereof and insert in lieu thereof the words and figures "one hundred and thirteen thousand (113,000) dollars."

Strike out all of section four (4) thereof, and renumber section five (5) so as to make the same section four (4), and that when so amended the bill be recommended to pass.

Adopted.

Mr. Elwell moved—

That the rules be suspended and that

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota and to accept donations to acquire site for the same, and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said University, to be known as the "Elliott Memorial Building,"

Be read the third time and put upon its final passage.

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota and to accept donations to acquire site for the same, and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said University, to be known as the "Elliott Memorial Building,"

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hackney,	Naeseth,	Sundberg.
Alderman,	Durment,	Hanson, A. L.,	Nelson,	Swanson,
Briggs,	Du Toit,	Hanson, H. E.,	Pauly,	Weis,
Calhoun,	Elweil,	Hardy,	Peterson,	White,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Wilson,
Cashman,	Glotzbach,	Johnson, V. L.,	Sageng,	Witherstine,
Clague,	Gunderson,	Laybourn,	Seward,	Wright,
Cooke,	Gunn,	McColl,	Sullivan,	

So the bill passed and its title was agreed to.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 21, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to submit for the consideration of the Senate the following nomination:

Member State Game and Fish Commission—Charles W. Stanton, of Koochiching county, member State Game and Fish Commission, vice Samuel F. Fullerton, for the term ending the first Monday in January, 1911.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## MEMORIAL SERVICE.—HILER H. HORTON.

The hour having arrived for the memorial service in memory of the late Hiler H. Horton, addresses were made by Messrs. Durment, Calhoun, Peterson, Hardy, Schaller.

Mr. Durment offered the following resolution, which was seconded by Mr. Calhoun, and adopted by a rising vote:

The Honorable Hiler H. Horton, who for eight years was an honored and efficient member of this body, died March 31st, 1906, while yet a member thereof. As a member of the Senate of the State of Minnesota, his official life, as ever was his professional and private life, was marked by such courageousness of action, fearlessness in the expression and defense of his convictions and loyalty to friends and the cause which he espoused, as won the love of his friends and the admiration of those whom he opposed. Such a man necessarily exerts a strong influence upon his surroundings and always the life of such a man is a useful one. Such was his influence and his life. The death of such a man cannot but bring great loss to his State and great sorrow to his associates as well as to nearer friends and the members of his family.

It is fitting that we, some of whom were associated with him in the work of the Senate and some whom have taken up the work where he left it off, pay tribute to his memory and place in the minutes of the proceedings of this body, of which he was for so many years an honored member, an enduring record of the high esteem in which we held him. Therefore, be it

*Resolved*, That the foregoing, as an expression of the high esteem in which we held him in life, the regret we felt at his death, and the honor in which we hold his memory, be spread upon the records of this the Senate of the State of Minnesota; and that an engrossed copy thereof be forwarded to his widow and to each Senator who was a member of the Senate during the thirty-fourth session of the Legislature.

MR. DURMENT.

Mr. President: I rise to move that the resolution which has just been read by the Secretary be adopted and spread upon the minutes of this body as a tribute to the memory and the worth of the late Senator Hiler H. Horton. Tribute to the dead is admonition and

chastening the living, and therefore it is good that we should turn from the confusion and strife of life for a little while to think upon the peace and quietness of death. We come out of an impenetrable darkness, into a life the unaccustomed brightness of which so dazzles the eye that we can see nothing beyond its end, and, being filled with an exaltion by reason of our new-found consciousness, we vainly imagine that the things we see, the acts we perform, the little ends which we are able to accomplish are the great and important ones. Unwittingly, we arrogate to ourselves an importance and wisdom which does not belong to men. We assume to mark out the roads along which civilization and man must move, to declare what is the right and what wrong and say wherein the difference in them is, and to commend and exalt one man because his acts have accorded with our own peculiar views, and to condemn and revile another for the sole reason that his conduct has not met with our approval, however much it had the approval of his own conscience and of his own judgment. It is only when some one whose life has touched the narrow circle which circumscribes our own lives and acts, some one who has worked side by side with us to accomplish that which we sought, or who, holding different views from us, has stood in the way of our accomplishment, passes out into that thick darkness which we name death, that we realize how small a part any man plays in the affairs of the universe and that none of us can know the plans and purposes of the great mind and heart who planned and moves it all. Then it is borne in upon our minds that

“The worldly hope men set their hearts upon,  
Turns ashes—or it prospers; and anon,  
Like snow upon the desert’s dusty face,  
Lighting a little hour or two—is gone,”

and then we are filled with such humility and charity as it would be well we should always bear.

The Creator knows—but no man knows the why nor wherefore of living, nor what the end nor object of creation. But this we all must believe,—that the Great Maker and Master of the Universe has planned for some great and good purpose, and that each man’s life is a definite contribution to its accomplishment. Therefore it is that the life of every man is good. Is there evil in it also? We cannot say. How can we say what is evil? Judged by our own human standards “a hair oft divides the false and true,” and know-

ing not what is intended by the Author of us all we cannot judge. Believe me, whether or not there be evil, always there is good in the life of every man,—and it is the good men do lives after them. The evil is interred with their bones.

I shall not speak of the life and work of the deceased Hiler H. Horton as a member of this Senate, for I was not associated with him in the work of this body, but of his professional life and of that side of his character which he disclosed to those of us who knew him and met him in the every day contact incident to business and ordinary friendship. For nearly twenty years he and I were fellows at the bar of this State, and while not intimates, were friends and frequently thrown together. I can say I knew him well and know what those who knew him well thought of him. He was a capable lawyer. He had a good mind—at times it was a brilliant mind. He was sincere and loyal in his friendships, and as with such merit always is, he was loved by his friends. He was frank and outspoken in his dislikes and vigorous in his oppositions, and therefore he escaped the troubles of the man of whom the Apostle spoke when he said, “Woe be to the man to whom everybody is a friend.” He was fearless and open in the expression of his views, and having a contempt for all hypocrisy, he at times brought upon himself censure which was not deserved, and which another less good and more hypocritical and dissembling than he would have escaped. He was a brave man,—brave as few men can be brave. Some four years before his death he was told by his physician that death would be sure to claim him within three or four years, unless he should give up his professional life, go into another climate and live in the open air, but that by doing so he probably would live for twenty years longer. He thought the matter over, and in view of the apparent hardships and deprivations to which the change would have subjected his family, he deliberately chose to remain, and for four years he knowingly marched steadily, unflinchingly, bravely, into the yawning mouth of near death, and then disappeared into that impenetrable darkness which is the end as it is the beginning of all human life.

The good in his life will long endure,—and there was much of it.

J. F. CALHOUN.

Mr. President: I rise to second the motion that has been made by the distinguished Senator from Ramsey, and to say in memory

of Senator Horton a few words. To him more than to any other Senator is due the fact that we are sitting today in this most magnificent marble palace. His efforts for the construction of this building, for the securing of the necessary appropriations, even to the details of the building itself, were untiring and unending. For this beautiful room with its beautiful decorations we owe much to him; much of the real beauty of this room is due to his own personal direction, and by the grace of the tax payers of Minnesota with the efforts of such men as Senator Horton, we are permitted to sit in the grandest chamber for its purpose that there is in the world.

Senator Horton was always a most competent legislator; he was always a most courteous gentleman. No matter how hard and how serious the fight on a measure, he bore no personal ill will toward the author or toward any one who opposed him, but to the measure did he always address himself.

Senator Hiler H. Horton as a friend was always so generous—so considerate. Why it almost seemed to the members of this Senate who came from other cities, that he was really their host and they were his guests, and he treated them accordingly, simply because he felt that they were his guests in his own home city. Bear in mind this, Mr. President and gentlemen of the Senate, that the sweetest recollections we will have throughout our lives come from the associations of this room. These faces will live in memory; these voices will live in our hearts when the things of this earth have passed away. These faces and these friendships will be so dear that they will be cherished memories so long as we each shall live. The voices that are hushed still sound in our hearts and that of our distinguished departed friend will always occupy a seat near the throne of our memories. I will speak no further.

F. H. PETERSON.

Mr. President: It is eminently fitting that the business of the day should be suspended and the members of this body stand uncovered at the grave of Senator Horton, a member of this Senate when it closed its session two years ago. He had been a member of the legislature for many years, was distinguished for his ability, was a faithful servant of the State, and loved and honored by all of us who were associated with him. It is highly proper, therefore, that there

should be written into the permanent records of this body the tribute both to him and to Governor McGill which has been submitted to you so that their children and ours, and the public generally, may know what manner of men they were while serving among us.

It is my privilege to add just a word to what has been said regarding Senator Horton. I come with no exaggerated eulogy. He was my friend, and even if I could find it in my heart to speak of him undeserved words of praise, such words would be false to his memory and would pall upon the ears now deaf in the silence of death, for whatever else may be said of Hiler H. Horton, it must be admitted by all who knew him that he was straightforward in speech and action and cordially detested all shams and hypocrisy.

It is a deplorable fact that our kindest thoughts and truest appreciations of our associates are expended upon their memories; that it is the air of the chamber where the coffin reposes, only, that is heavy with the perfume of rich flowers and we seem to never fully realize the imperial wealth of the lives round about us or the splendid gifts they have showered upon us until we come to fold the hands that have bestowed them over hearts stilled in eternal sleep.

Hiler Horton was a man of like passions with the rest of us. Hate and love and joy and sorrow were as real to him as to us. He was a man of strong natural powers, and by so much was the control of those passions more difficult to him. But the amiable traits of his character were so many and great as to almost obscure and make us forget the disagreeable ones. He was a man far above the average both in natural ability and acquired attainments. He was a splendid lawyer. His mind was keen, analytic and philosophic. It went at once to the strong points of the case and clung to them tenaciously until the question was solved. I think none of his clients could ever say truthfully that when Mr. Horton completed his work, his case was not properly understood and presented to the Court in the most favorable light.

It was a superb sight to see him in the trial of an action in court. It had the appearance of a splendid battleship—a perfect fighting machine—in action, where the battle was planned and victory determined upon from the beginning. He was courteous and tactful in the examination of witnesses—logical and clear in his address to the Court—strong and magnetic before the jury.

As a legislator his services were distinguished. His labors on the Judiciary Committee helped it out of many a difficulty. He took a leading part in the debates on most of the important legislation that came before us. His work in the Legislature was successful to a marked degree.

As long as this magnificent pile of granite and marble shall stand, men will remember his name, for it was his bill that authorized its construction and provided the necessary funds. Whether there was given to his eye the exquisite pleasure of looking through the simple bill introduced in 1893 and of seeing the story written out in beautiful forms and colors as we see them, I know not, but if the prophetic glimpse was not given, I admire still more the courage and zeal which enabled him to press forward in the face of great opposition from year to year until final success crowned his efforts.

It is a matter of great pleasure to me to know that he lived to see the Capitol completed, and to serve as a member of the Senate for one session in this magnificent chamber and thus enjoy for a time the fruit of his labors. And whenever I view this great structure—look at its broad and lofty corridors and stairways, its massive walls, its stately pillars and capitals, enriched with the art of all the world, I say in my heart, "This is the monument of my friend."

As a friend and companion, Hiler Horton was at his best, simple and unaffected in manner, generous to a fault, never counting as too hard any service he might render in behalf of one he loved—he walked among us from day to day distributing imperial largess. He never forgot a friend or failed to remember with gratitude one who had shown him kindness. In the character of friend he bore the stamp and impress borne by our first parents when it was said of them "In the image of God created He them."

Senator Horton was indeed a rare friend, and his friendship a peculiar joy that faded not with the setting sun but remains and blooms and distils its sweetness along the rugged path of life.

The old seer, looking out over the limitless expanse of eternity said of man, "He cometh forth as a flower and is cut down—he fleeth also as a shadow and continueth not; he lieth down and riseth not up until the heavens shall be no more." This is true of the physical man but we know that the holy influences of friendship and love flee not away as a shadow. They abide upon the earth intan-

gible but living verities to comfort, to help and to bless, and of such a nature is the memory and the friendship of Hiler H. Horton.

JOHN C. HARDY.

Mr. President: It is scarcely possible that I can add anything to the timely and eloquent words that have been spoken of our deceased friend and brother, Hiler H. Horton. Still it is impossible that I should permit this occasion to pass without some expression, which at the very best will be but inadequate of my appreciation of Hiler H. Horton, as he was a man and fellow citizen, a comrade in the National Guards and a brother member of this Senate. My acquaintance with him extended over practically my entire life. It is but truth to say that he was a man who honored any position in life; that he was a man of robust personality; a man of few defects and of many virtues. Moreover, he was a true friend and was always proving his loyalty by acts of sympathy and helpfulness. In all his relations he was considerate, kind and companionable. It is more fitting that others should speak of him as a lawyer, yet I may be permitted to say that he always impressed me as a broad-minded and learned lawyer, that he had a strong love for the law in its noblest and truest aspect, the science of human relations.

My connection with Hiler Horton was more intimate as a member of the National Guards and as a member of this senate. In both of these relations, all that I have said of him as a man and as a friend, applies more truly. As a member of the Guard he was ever active in promoting its best interests. As a Senator his dignity and courtesy were unfailing, his courage was always equal to the occasion and the firmness of his purpose was never shaken by opposition. He was public spirited and was ever alive to the progress and prosperity of his home city, and ever willing to devote his time and his energy to promote them.

I might say more, but it is not necessary. When I said that Hiler H. Horton was a true man, I have said it all. He had the respect and admiration of his fellow citizens and in his death we lost not only a comrade, but a true friend. His death was universally deplored—we mourn the loss.

ALBERT SCHALLER.

Mr. President: When I first met Hiler Horton he was a bright, blue-eyed, pink-cheeked, curly-haired, boyish-looking youngster,

whose pleasant ways and attractive manner endeared him to his fellow students.

A friendship of thirty years, begun in the days of early youth, extending through the period of young manhood and up to mature years, only confirmed the judgment of those who knew him in his boyhood. He was a man of bright intellect, sound judgment, a deep knowledge of the principles of the law and a penetrating insight into human nature. He was a leader of men in the real sense of the word. He did not compel the minds of men, but convinced them. Although he was a master in debate and unexcelled in repartee, he preferred to convince by sound argument rather than to dazzle by his brilliancy.

The gifts bestowed upon him by nature, which might have been used to the injury of others, were tempered in Senator Horton by the generous impulses of his kindly heart.

That which most attracted superficial observers was the brilliancy of his wit and his humorous sarcasm. The lance which he used was keen and sure. It quickly found the weak joints of his opponent's armor, and swiftly struck home. But there was no poison on its blade. His generous heart often yielded back to the voice of friendship the fruits of victory won in debate. The wounds inflicted by his wit were salved by his kindly heart. They healed and left no scar.

Perhaps the most enduring monument to Senator Horton is this magnificent Capitol building, the completion of which was largely due to his persevering efforts. During several sessions of the Legislature, it was his task to secure the funds necessary to build, finish and furnish the Capitol in a manner worthy of the dignity of this State. And on the list of those to whom is due this great work of art of which we are all so proud, the name of Hiler Horton will stand near the very top.

Structures of stone and marble are material and perishable. They will pass away and crumble into dust. But the spirit which animated our friend—the real Hiler Horton—has passed into eternity. He has left his impress on his fellows, accomplished that which he was created to do, and awaits us in another and better world. We shall renew the friendship which existed between us here, and he who is now a memory will be to us an eternal and beautiful reality.

On motion of Mr. Calhoun the Senate adjourned for the balance of the day out of respect to the memory of the late Andrew R. McGill and Hiler H. Horton, formerly members of the Senate.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FORTY-NINTH DAY.

ST. PAUL, FRIDAY, March 22, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hall,	Naeseth,	Smith,
Alderman,	Dale,	Hanson, A. L.,	Nelson,	Stephens,
Anderson,	Donaldson,	Hanson, H. E.,	Pauly,	Sullivan,
Briggs,	Dunn,	Hardy,	Peterson,	Sundberg,
Calhoun,	Durment	Hinton,	Poehler,	Swanson,
Campbell,	Du Toit,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Elwell,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fosseen,	Johnston,	Robinson,	White,
Carpenter,	Glotzbach,	Laybourn,	Sageng,	Wilson,
Cashman,	Gunderson,	McColl,	Schaller,	Works,
Clague,	Gunn,	McGowan,	Seward,	Wright,
Coller,	Hackney,	Moonan,		

Quorum present.

Messrs. Bedford, Farrington, Fitzpatrick and Witherstine were excused.

Mr. President presented a resolution relating to an amendment of section three (3) of article ten (10) of the Constitution of the State of Minnesota, from the Commercial Club of St. Paul,

Which was referred to the Committee on Judiciary.

Mr. Cashman moved that S. F. No. 614 be referred to the Committee on General Legislation,

Which motion was lost.

On motion of Mr. Putnam S. F. No. 403 was taken from the calendar and placed at the head of General Orders.

## INTRODUCTION OF BILLS.

Mr. Cashman introduced—

S. F. No. 695, A bill for an act to appropriate money out of the road and bridge fund to aid in building a bridge across Rush Creek in Steele County, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Cashman introduced—

S. F. No. 696, A bill for an act to appropriate money out of the road and bridge fund to aid in the building of a bridge across Crane Creek, in Steele County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Cashman introduced—

S. F. No. 697, A bill for an act to appropriate money out of the Road and Bridge fund to aid in building a bridge across Maple Creek, in Steele County, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Schaller introduced—

S. F. No. 698, A bill for an act to amend section four thousand one hundred and thirty-eight (4138) of the Revised Laws, Minnesota, one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Judiciary.

Mr. McColl introduced—

S. F. No. 699, A bill for an act to provide for the examination, government and control of investment companies in this state, and to regulate similar corporations organized under the laws of any other state or country doing business or desiring to do business in Minnesota, and providing and fixing a punishment for the violation of the provisions hereof,

Which was read the first time and referred to the Committee on General Legislation.

Mr. McColl introduced—

S. F. No. 700, A bill for an act to prevent discrimination by insurance companies or their agents of insured firms, corporations, associations or individuals,

Which was read the first time and referred to the Committee on Insurance.

Mr. Canfield introduced—

S. F. No. 701, A bill for an act relating to the bringing in of additional parties in certain actions,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Robinson introduced—

S. F. No. 702, A bill for an act to appropriate money to aid in the construction of the Rum River bridge across the Rum River in the township of Granite Ledge in the County of Benton, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Glotzbach introduced—

S. F. No. 703, A bill for an act to amend section two thousand one hundred and sixty-eight (2168) and section two thousand one hundred and eighty-six (2186), of chapter thirty-one (31), Revised Laws, one thousand nine hundred and five (1905), relating to inspection of steam vessels and boilers.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Moonan introduced—

S. F. No. 704, A bill for an act to appropriate money to aid in the repair and improvement of bridges and highways in the county of Waseca and State of Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hall introduced—

S. F. 705, A bill for an act to incorporate and legalize the organization of certain villages.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Alderman (by request), introduced—

S. F. No. 706, A bill for an act to regulate the public service of stallions in Minnesota.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Peterson (by request) introduced—

S. F. No. 707, A bill for an act to amend article nine (9) of the State Constitution, by adding at the end thereof an additional section which shall be numbered consecutively with the existing section of said article.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Naeseth introduced—

S. F. 708, A bill for an act to repeal certain special laws regulating the salaries, compensation and fees of county officers of Goodhue county, Minnesota.

Which was read the first time.

Mr. Naeseth moved

That the rules be suspended and that

S. F. No. 708, A bill for an act to repeal certain special laws regulating the salaries, compensation and fees of county officers of Goodhue county, Minnesota.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 708,

Was read the second time.

S. F. No. 708, A bill for an act to repeal certain special laws regulating the salaries, compensation and fees of county officers of Goodhue county, Minnesota.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hinton,	Pauly,	Stephens,
Alderman,	Dunn,	Johnson, C. A.,	Peterson,	Sundberg,
Anderson,	Elwell,	Johnson, V. L.,	Poehler,	Swanson,
Briggs,	Fosseen,	Laybourn,	Pugh,	Weis,
Calhoun,	Glotzbach,	McColl,	Putnam,	White,
Campbell,	Gunderson,	Moonan,	Robinson,	Wilson,
Canestorp,	Hall,	Naeseth,	Sageng,	Works,
Cashman,	Hanson, H. E.,	Nelson,	Seward,	Wright,
Cooke,	Hardy,			

So the bill passed and its title was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 626, A bill for an act relating to the organization of school districts.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 416, A bill for an act to amend section one thousand two hundred ninety (1290) and section one thousand two hundred ninety-two (1292) of the Revised Laws, one thousand nine hundred five (1905), relating to the consolidation and annexation of school districts,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 425, A bill for an act to amend section one thousand three hundred and ninety-six (1396) of the Revised Laws, of one thousand nine hundred and five (1905) relating to the examination by the State High School Board,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 692, A bill for an act relating to education, amending sections 1321, 1327 and 1330 of the Revised Laws of 1905.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 489, A bill for an act to aid in the establishment of consolidated rural schools, and to appropriate money therefor.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Fosseen, from the Committee on Public Accounts and Expenditures, to which was referred—

S. F. No. 610, A bill for an act to provide for the examination of the books of accounts and all records of township, village and school district officers throughout the state.

Reports the same back with the recommendation that the same be amended as follows:

Amend Section 1 by inserting after the word "audit" in line three, the words "at the request of the County Commissioners of any County."

Amend Section 4 by striking out in line six, the words and figures: "and upon conviction thereof shall be fined in a sum not less than twenty-five dollars nor more than one hundred dollars for each offense, or imprisonment in the county jail for a period not to exceed ninety days."

Reports the same back with the recommendation that when so amended, the bill do pass.

Adopted.

Mr. Glotzbach, from the Committee on Deaf, Dumb and Blind, to which was referred—

S. F. No. 410, A bill for an act to abolish the Board of Directors of the Minnesota Schools for the Deaf and Blind and to confer upon the State Board of Control the exclusive management thereof,

Reports the same back with the recommendation that section 1 of said bill be amended to read as follows:

Section 1. The Minnesota Schools for the Deaf and Blind shall be under the exclusive management of the State Board of Control and said Board of Control shall hereafter exercise all the powers heretofore vested in the Board of Directors of said schools.

And that when so amended that the bill do pass.

Adopted.

Mr. Briggs, from the Committee on Census, to which was referred—

S. F. No. 669,

Reports the same back with the recommendation that it be referred to the Committee on Agriculture and Horticulture.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 19, A bill for an act appropriating the sum of one thousand dollars to Charles B. Braford for glandered horse killed by the State Board of Health.

Reports the same back with the recommendation that it be referred to the Committee on Claims.

Adopted.

Mr. Hall; from the Committee on Railroads, to which was referred—

H. F. No. 2, A bill for an act regulating the handling of freight in carload lots by railroad companies, shippers and consignees, and equalizing car service charges and penalties, for the use and detention of cars and failure to furnish cars and transport the same.

Reports the same back with the recommendation that the bill be amended by striking out all of said bill after the enacting clause, and insert in lieu thereof the following:

Section 1. It shall be the duty of any railroad company to furnish suitable car or cars to every and all persons, without discrimination, who may apply therefor in good faith for the transportation of any and all kinds of freight and to receive and transport such freight with all reasonable dispatch, and to provide and keep suitable facilities for the receiving and handling of same at any station or public switch on the line of its road, and also to receive and transport in like manner the empty or loaded cars furnished by any connecting road, to be delivered at any station or stations on the line of its road, to be loaded or discharged, or reloaded and returned to the road so connected; and for compensation it shall not demand or receive any greater sum than is accepted by it from any other connecting railroad for a like service.

When the owner, manager or shipper of any freight of any kind shall make application in writing to any superintendent, agent, or other person in charge of transportation of any railroad company, at any point that cars are desired in or upon which to ship any freight it shall be the duty of such railroad company to supply the number of cars so required at the point indicated in the application within a reasonable time thereafter, not to exceed forty-eight hours at terminal points and seventy-two hours at intermediate points, from the receipt of such application, Sundays and legal holidays excepted, and shall supply such cars to the person or persons so applying therefor in the order in which such applications are made, without giving preference to any person, Provided, that if the application be for more than three cars, the railroad company

may have one additional day in which to supply each additional car so ordered.

Said application for cars shall be in writing, stating the number of cars wanted; the time and place desired, and said application shall state the character of freight and its final destination. To facilitate the making of the application in writing, every railroad company doing business in this state shall provide suitable blanks for that purpose to be kept at all freight offices; and it shall be the duty of every such railroad company, upon the request of the applicant, to furnish him a duplicate of such application.

When cars are applied for under the provisions of this chapter, if they are not furnished within the time herein stated, the railroad company so failing to furnish them shall forfeit to the party or parties so applying for them the sum of one dollar per day for each car failed to be furnished, to be recovered in any court of competent jurisdiction, together with all damages such applicant may have sustained.

Section 2. Any railroad company mentioned in Section 1, of this act, upon receipt of notice from a shipper that one or more cars have been loaded by such shipper and are ready for delivery to such company towards the destination thereof, shall remove such car or cars from such loading point and forward the same towards destination within twenty-four hours after receiving such notice, Sunday and legal holidays excepted; and for every delay of twenty-four hours or fraction thereof after the expiration of the period therein allowed for the removal thereof, such railroad company shall forfeit to such shipper the sum of one dollar for each and every car not so removed within the period herein provided, together with all damages he may have sustained by failure so to remove.

Section 3. Any railroad company mentioned in Section 1 of this act shall receive from a connecting railroad company one or more cars of freight consigned to any point on or beyond its line, within twenty-four hours after such car or cars are offered to it, or are placed on its transfer or other track, and shall forward said car or cars over its railroad toward destination; and for every delay of twenty-four hours or fraction thereof on the part of said railroad company in forwarding said car or cars beyond said allowed period of twenty-four hours, said railroad company shall forfeit to the party injured by such delay the sum of one dollar for each and every

car so received and not forwarded upon its lines within the time above allowed together with all damages he may have sustained.

Section 4. When any railroad company in this state shall have received from any shipper, or from a connecting railroad, for shipment over its railroad one or more cars of freight, it shall be the duty of such company receiving such car or cars of freight within twenty-four hours thereafter to start the same forward from the place of shipment toward the place of destination, and after being started forward, such car or cars of freight shall be continued in transit toward the destination, and after being started forward, such car or cars of freight shall be continued in transit toward the destination thereof at a rate of not less than an average speed of fifty miles per day of twenty-four hours; and upon the failure of such railroad company to transport such car or cars at the speed herein indicated such railroad company shall forfeit to the consignee thereof one dollar for each and every car for each twenty-four hours or fraction thereof consumed in the transportation of said car or cars in excess of the time herein prescribed; and, in ascertaining the time consumed in the shipment of such car or cars, the time shall begin to run twenty-four hours after the date of the bill of lading or receipt given for said car or cars by said railroad company, which bill of lading or receipt shall be received by the courts of this state as prima facie evidence of the time when said car or cars were received by such company.

Section 5. It shall be the duty of every railroad company mentioned in Section 1, of this act, to deliver at the usual place of unloading by the consignee all cars of freight hauled by it for delivery to said consignee within forty-eight hours, Sundays and legal holidays excepted, after the same shall have reached its point of destination; and for each and every delay of twenty-four hours or fraction thereof in not so delivering the same after the expiration of the time herein prescribed, said railroad company shall forfeit the sum of one dollar for each and every car not so delivered within the time herein allowed.

Section 6. It shall be the duty of any shipper in compliance with whose request any railroad company mentioned in Section 1 of this act, has placed one or more cars at the usual loading point of said shipper, to fully complete the loading thereof ready for redelivery to said railroad company within forty-eight hours after the

same shall have been placed at such loading point, Sundays and legal holidays excepted, which full period for loading is allowed the shipper free from demurrage charges; and for every 24 hours or fraction thereof of delay beyond said period in so loading said car or cars such shipper shall become indebted, and on demand shall pay, to said railroad company the sum of one dollar for each and every car so placed and not loaded and ready for redelivery within the time allowed herein.

Section 7. It shall be the duty of the consignee of each and every car delivered by any railroad company mentioned in Section 1, of this act, at the usual place of unloading by the consignee to fully unload such car or cars within 72 hours for bituminous coal, bulk lime, fruit, or vegetables, or lumber shipments, and 48 hours for other shipments, from the time the same shall be placed at the usual unloading point of the consignee, which full periods are allowed the consignee for unloading free from demurrage charges; and for each and every delay of 24 hours or fraction thereof, on the part of the consignee in unloading such car or cars beyond the said above periods respectively, the consignee shall become indebted, and on demand shall pay, to the railroad company delivering such car or cars, the sum of one dollar for each and every car not so unoladed within the time herein prescribed.

Section 8. For all shipments of freight in carload lots on the railroads mentioned in Section 1, of this act, proper bills of lading showing the date of delivery to such railroad company, the weights and the marks and numbers of each car so shipped shall be issued by the railroad company and delivered to the shipper at the time of receiving such car or cars; which bill of lading when offered by any party in any cause pending in any court in this state, shall be received and admitted in evidence by such court as prima facie evidence of the time when delivery of such car or cars was made by the consignor to such railroad company and of the weights and the contents thereof when so delivered to such company, and such railroad company shall be subject to a penalty of one hundred dollars for its neglect or refusal to furnish such shippers such bill of lading for each car so received by it.

Section 9. Railroad companies shall within twenty-four hours after arrival of any car or cars give notice to the consignee of the arrival of such car or cars, together with the amount of freight charges due thereon.

The notice as referred to in this act may be either actual or constructive. When the consignee or agent is personally served with notice of arrival of car or cars at or before 6 P. M. of any day, free time shall begin at 7 A. M. of the day after such notice shall have been given. Constructive notice consists of posting notice by mail to consignee. When this method of notice is adopted there shall be 24 hours additional free time.

Section 10. The payment by said railroad company of demurrage provided in this act, shall in no way invalidate or offset any claim any shipper or consignee may have or make for damages occasioned by delay on the part of such railroad company, or other cause but shall be a further remedy and in addition to any already existing. Nor shall anything herein contained be held to lessen the duties of any common carrier in the shipment of live stock or other perishable property.

Section 11. The period during which the movement of freight or furnishing cars is suspended on account of strikes, public calamities, accident or any cause not within the power of the railroad company to prevent, or during which the loading or unloading of freight by shipper or consignee is delayed by reason of inclement weather which would make loading or unloading impracticable, or any cause not in the power of said shipper or consignee to prevent, shall be added to the free time allowed in this act and counted as additional free time.

Section 12. It shall be the duty of every railroad company operating within the State of Minnesota to make at the end of each month a sworn detailed report of all penalties paid and collected as demurrage during the previous month, showing therein to whom paid or from whom received; this report shall be filed with the Railroad and Warehouse Commission.

Section 13. When suit is brought to collect any of the damages, forfeitures or demurrage charges, provided for in this act, said suit may be brought in any court in this state having jurisdiction of the subject matter and parties under the then existing cause; and if the plaintiff therein recover judgment such plaintiff shall also recover a reasonable attorney's fee for bringing such suit to be taxed as costs in other cases and paid as other costs by defendant in such suit.

Section 14. This act shall take effect and be in force from and after July 1, 1907.

And that when the same is so amended the bill be recommended to pass.

Adopted.

On motion of Mr. Clague 500 copies of H. F. No. 2 were ordered printed.

Mr. Clague moved that H. F. No. 2 be set as a Special Order next Wednesday, March 27, at 11 o'clock.

Which motion prevailed.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 590, A bill for an act to amend section 840 in chapter 11, Revised Laws 1905, relating to assessment and taxation of shares of stock in banks and mortgage loan companies,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 543, A bill for an act entitled An act to amend sections 2849, 2856, 3015, 3016, 3018, 3019, 3022, 3025 and 3027, chapter 58, Revised Laws 1905, relating to corporations,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 94, A bill for an act to provide for the establishment and maintenance of an additional branch school of agriculture and to appropriate money therefor.

Reports the same back with the recommendation that the same shall be amended by striking therefrom sections 16 and 18 and without further recommendation,

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 755, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Moonan moved

That the rules be suspended and that

H. F. No. 755, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 755

Was read the second time.

H. F. No. 755, A bill for an act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hall,	McColl,	Sageng,
Alderman,	Coller,	Hanson, A. L.,	Moonan,	Seward,
Briggs,	Cooke,	Hanson, H. E.,	Nelson,	Smith,
Calhoun,	Dunn,	Hardy,	Peterson,	Stephens,
Campbell,	Fosseen,	Hinton,	Poehler,	Weis,
Canestorp,	Gunderson,	Johnson, C. A.,	Pugh,	White,
Canfield,	Gunn,	Laybourn,	Robinson,	Wilson,
Cashman,	Hackney,			

So the bill passed and its title was agreed to.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 295, A bill for an act to provide for the expanding

of the State Fair of 1908 into an exposition upon the State Fair grounds, in commemoration of the fiftieth anniversary of the admission of Minnesota to the Union, and appropriating money therefor,

For an opinion as to the constitutionality of said bill, begs to report that, by a vote of 11 to 8, it is the opinion of the Judiciary Committee that said bill is constitutional,

Adopted.

Mr. Stephens moved that S. F. No. 680 be recalled from the Committee on General Legislation and be re-referred to the Committee on Agriculture and Horticulture,

Which motion prevailed.

Mr. Johnston, from the Committee on Agriculture and Horticulture, to which was referred—

S. F. No. 113, A bill for an act to establish agricultural high schools and branch experiment stations and to appropriate money to equip and maintain them.

Reports the same back with the recommendation that attached be substituted therefor, and that said substitute be and is hereby recommended to pass.

Adopted.

#### INTRODUCTION OF BILLS—CONT.

Mr. Stephens introduced—

S. F. No. 709 (substitute for S. F. No. 113), A bill for an act to establish agricultural high schools and branch experiment stations, and to appropriate money to equip and maintain them.

Which was read the first time.

Mr. Stephens moved—

That the rules be suspended and that

S. F. No. 709 (substitute for S. F. No. 113), A bill for an act to establish agricultural high schools and branch experiment stations, and to appropriate money to equip and maintain them.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 709

Was read the second time.

MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 20, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate Files:

S. F. No. 118, A bill for an act regulating life insurance companies and prohibiting the diversion of funds for political purposes.

S. F. No. 162, A bill for an act defining the status of persons soliciting life insurance.

S. F. No. 161, A bill for an act regulating disbursements of Life insurance companies.

S. F. No. 166, A bill for an act to prohibit misrepresentations by Life Insurance Companies.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

EXECUTIVE DEPARTMENT,  
STATE OF MINNESOTA,  
ST. PAUL, March 20, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate File:

S. F. No. 152, "A bill for an act to amend Sections 5 and 6 of Chapter two hundred and eighty-nine, of the General Laws of

Minnesota for the year 1903, being an act entitled "An act to authorize the re-organization of school districts in cities having a population of 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education."

Very respectfully,

JOHN A. JOHNSON,  
Governor.

#### SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. Nos. 410, 416, 425, 489, 545, 590, 610, 626, 692,

Were read the second time.

#### SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 2 .

Was read the second time.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 227, A bill for an act to amend section 5449 of the Revised Laws for the State of Minnesota, 1905, relating to the employment of prisoners confined in the state prison and state reformatory,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson,	Dale,	Johnson, V. L.,	Pugh,	Sullivan,
Briggs,	Dunn,	Johnston,	Putnam,	Sundberg,
Campbell,	Du Toit,	McColl,	Robinson,	Swanson,
Canestorp,	Gunderson,	McGowan,	Sageng,	Vail,
Canfield,	Hackney,	Moonan,	Schaller,	Weis,
Carpenter,	Hanson, A. L.,	Naeseth,	Seward,	Wilson,
Cashman,	Hanson, H. E.,	Nelson,	Smith,	Works,
Coller,	Johnson, C. A.,	Peterson,		

Mr. Calhoun voted in the negative.

So the bill passed and its title was agreed to.

## THIRD READING OF SENATE BILLS.

S. F. No. 160, A bill for an act relating to the salaries of officers and agents of life insurance companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Johnston,	Sageng,
Alderman,	Cashman,	Gunn,	Laybourn,	Schaller,
Anderson,	Clague,	Hall,	McColl,	Seward,
Briggs,	Dale,	Hanson, A. L.,	Moonan,	Sullivan,
Calhoun,	Du Toit,	Hanson, H. E.,	Nelson,	Vail,
Campbell,	Elwell,	Hardy,	Poehler,	White,
Canestorp,	Fosseen,	Hinton,	Putnam,	Wright,
Canneld,	Glotsbach,	Johnson, V. L.,	Robinson,	

So the bill passed and its title was agreed to.

## THIRD READING OF HOUSE BILLS.

H. F. No. 327, A bill for an act entitled an act to create county boards of education for unorganized territory within the state and to define their scope and power.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Johnson, C. A.,	Nelson,	Schaller,
Anderson,	Dale,	Johnson, V. L.,	Pauly,	Seward,
Briggs,	Durment,	Johnston,	Peterson,	Sullivan,
Calhoun,	Elwell,	Laybourn,	Poehler,	Swanson,
Campbell,	Fosseen,	McColl,	Pugh,	Vail,
Canestorp,	Glotsbach,	McGowan,	Putnam,	White,
Canfield,	Gunderson,	Moonan,	Robinson,	Wilson,
Carpenter,	Hanson, H. E.,	Naeseth,	Sageng,	Wright,
Cashman,	Hardy,			

So the bill passed and its title was agreed to.

## THIRD READING OF SENATE BILLS.

S. F. No. 504, A bill for an act to amend section one thousand one

hundred and ninety-five (1195), of the Revised Laws of one thousand nine hundred and five (1905), relating to width of bridges,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Glotzbach,	Johnson, V. L.,	Pugh,
Alderman,	Cashman,	Gunderson,	Johnston,	Schaller,
Anderson,	Clague,	Hackney,	McColl,	Sullivan,
Briggs,	Dale,	Hall,	Moonan,	Vail,
Calhoun,	Dunn,	Hanson, A. L.,	Naeseth,	Weis,
Campbell,	Durment,	Hanson, H. E.,	Nelson,	White,
Canestorp,	Elwell,	Hardy,	Poehler,	Wright,
Canfield,	Fosseen,	Johnson, C. A.,		

Those who voted in the negative were:

Peterson,      Sageng,

So the bill passed and its title was agreed to.

#### THIRD READING OF HOUSE BILLS.

On motion of Mr. Sullivan 500 copies of H. F. No. 586 were ordered printed.

H. F. No. 161, A bill for an act to amend section 94 of chapter 338 of the General Laws of 1905, appropriating money out of the Internal Improvement Fund to aid in building bridges and constructing and draining roads in certain townships, villages and counties in this state.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Nelson,	Smith,
Alderman,	Clague,	Hanson, H. E.,	Poehler,	Sullivan,
Anderson,	Coller,	Hinton,	Pugh,	Sundberg,
Briggs,	Dale,	Johnson, C. A.,	Robinson,	Weis,
Calhoun,	Dunn,	Johnson, V. L.,	Sageng,	White,
Campbell,	Elwell,	Johnston,	Schaller,	Wilson,
Canestorp,	Fosseen,	Moonan,	Seward,	Wright,
Canfield,	Glotzbach,	Naeseth,		

Mr. Durment voted in the negative.

So the bill repassed and its title was agreed to.

Mr. Wilson offered the following amendment to H. F. No. 116:

Amend section 1 of H. F. No. 116 by inserting after the word "commission" in the first line thereof the words "after hearing."

There being no objection the amendment was received and adopted.

H. F. No. 116, A bill for an act to authorize the Railroad and Warehouse Commission to fix time when local warehousemen shall keep house open for business.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	McColl,	Putnam,
Alderman,	Coller,	Hall,	McGowan,	Robinson,
Anderson,	Dale,	Hanson, A. L.,	Moonan,	Schaller,
Briggs,	Dunn,	Hardy,	Naeseth,	Seward,
Calhoun,	Durment,	Hinton,	Pauly,	Stephens,
Campbell,	Elwell,	Johnson, C. A.,	Peterson,	Sullivan,
Canestorp,	Fosseen,	Johnson, V. L.,	Poehler,	Swanson,
Canfield,	Glottzbach,	Johnston,	Pugh,	Weis,
Carpenter,				

Those who voted in the negative were:

Sageng, Works,

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 467, A bill for an act to amend section 4, of sub-chapter 2 of chapter 31, General Laws of Minnesota for the year 1870, providing for the election of one alderman-at-large in cities,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hanson, H. E.,	Nelson,	Seward,
Anderson,	Cooke,	Hardy,	Pauly,	Stephens,
Briggs,	Dale,	Johnson, C. A.,	Poehler,	Sullivan,
Calhoun,	Durment,	Johnston,	Pugh,	Sundberg,
Campbell,	Elwell,	McColi,	Putnam,	Swanson,
Canestorp,	Fosseen,	McGowan,	Robinson,	White,
Canfield,	Gunderson,	Moonan,	Sageng,	Works,
Carpenter,	Hall,	Naeseth,	Schaller,	Wright,
Clague,	Hanson, A. L.,			

Mr. Cashman voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 502, A bill for an act to amend Section five thousand four hundred and ninety-one (5491), Revised Laws, one thousand nine hundred and five (1905), relating to inspection by and report of the health officer of every city and village having a lockup, and providing a penalty for the neglect or refusal by such health officer to comply with the provisions thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hardy,	Nelson,	Stephens,
Briggs,	Cooke,	Hinton,	Pauly,	Sullivan,
Calhoun,	Dale,	Johnson, C. A.,	Pugh,	Swanson,
Campbell,	Elwell,	Johnson, V. L.,	Robinson,	Weis,
Canestorp,	Gunderson,	Johnston,	Sageng,	White,
Canfield,	Hanson, A. L.,	Moonan,	Seward,	Works,
Carpenter,	Hanson, H. E.,	Naeseth,	Smith,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 663, A bill for an act relating to the maintenance of judicial ditches in counties having a population of 292,000 or more,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Hall,	Nelson,	Stephens,
Alderman,	Coller,	Hanson, H. E.,	Poehler,	Sullivan,
Anderson,	Dale,	Hardy,	Pugh,	Sundberg,
Briggs,	Durment,	Hinton,	Robinson,	Weis,
Calhoun,	Du Toit,	Johnson, C. A.,	Sageng,	White,
Campbell,	Elwell,	Johnson, V. L.,	Schaller,	Wilson,
Canestorp,	Glotzbach,	Johnston,	Seward,	Works,
Canfield,	Gunderson,	Naeseth,	Smith,	Wright,

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 135, A bill for an act to amend sections three thousand four hundred and sixty-two (3462), three thousand four hundred and sixty-three (3463) and three thousand four hundred and eighty (3480) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays 14, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Gunderson,	Pauly,	Sullivan,
Anderson,	Dale,	Gunn,	Poehler,	Sundberg,
Briggs,	Dunn,	Hackney,	Pugh,	Swanson,
Calhoun,	Durment,	Hanson, A. L.,	Putnam,	Weis,
Campbell,	Du Toit,	Hanson, H. E.,	Schaller,	Wilson,
Canfield,	Elwell,	Johnson, C. A.,	Seward,	Works,
Carpenter,	Forseen,	Johnson V. L.,	Smith,	Wright,
Coller,	Glotzbach,	McGowan,	Stephens,	

Those who voted in the negative were:

Ahmann,	Clague,	McColl,	Nelson,	Sageng,
Canestorp,	Donaldson,	Moonan,	Peterson,	White,
Cashman,	Hinton,	Naeseth,	Robinson,	

So the bill passed and its title was agreed to.

S. F. No. 511, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of food and to preserve the public health, and for that purpose to confer upon the dairy and food commissioner authority to prescribe proper labels, stamps, stencils, fraud and markings upon articles of food and the packages, receptacles and containers thereof,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays 2, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Hackney,	Johnston,	Smith,
Anderson,	Collier,	Hall,	Laybourn,	Sullivan,
Briggs,	Cooke,	Hanson, A. L.,	Moonan,	Sundberg,
Calhoun,	Dale,	Hanson, H. E.,	Pugh,	Swanson,
Canestorp,	Donaldson,	Hardy,	Putnam,	Weis,
Canfield,	Elwell,	Hinton,	Robinson,	Works,
Carpenter,	Gunderson,	Johnson, C. A.,	Sageng,	Wright,
Cashman,	Gunn,	Johnson, V. L.,		

Those who voted in the negative were:

Glotzbach, Durment.

So the bill passed and its title was agreed to.

S. F. No. 290, A bill for an act to regulate the killing of tuberculous cattie and glandered horses, and to provide for compensation to the owner by the state,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hinton,	Pauly,	Stephens.
Alderman,	Elwell,	Johnson, C. A.,	Pugh,	Sundberg,
Anderson,	Fosseen,	Johnson, V. L.,	Putnam,	Swanson,
Briggs,	Glotzbach,	Johnston,	Robinson,	Weis,
Calhoun,	Gunderson,	Laybourn,	Sageng,	White,
Canestorp,	Gunn,	McGowan,	Schaller,	Wilson,
Carpenter,	Hall,	Moonan,	Seward,	Works,
Cooke,	Hanson, A. L.,	Naeseth,	Smith,	Wright,
Donaldson,	Hanson, H. E.,	Nelson,		

So the bill passed and its title was agreed to.

S. F. No. 526, A bill for an act to establish a state hospital for indigent crippled and deformed children of the State of Minnesota and to accept donations in aid thereof, and to provide for the management and control thereof and authorizing the city of St. Paul to convey to the State of Minnesota certain lands as a site for such hospital.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cooke,	Hall,	McColl,	Schaller,
Alderman,	Dale,	Hanson, H. E.,	McGowan,	Seward,
Anderson,	Donaldson,	Hardy,	Naeseth,	Sullivan,
Briggs,	Dunn,	Hinton,	Nelson,	Sundberg,
Calhoun,	Durment,	Johnson, C. A.,	Pauly,	Swanson,
Canestorp,	Du Toit,	Johnson, V. L.,	Pugh,	Wilson,
Carpenter,	Elwell,	Johnston,	Robinson,	Works,
Clague,	Glotsbach,	Laybourn,	Sageng,	Wright,
Coller,	Gunn,			

So the bill passed and its title was agreed to.

S. F. No. 201, A bill for an act providing a fruit breeding farm for the University of the State of Minnesota,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Cooke,	Gunn,	Nelson,	Smith,
Alderman,	Dale,	Hall,	Pauly,	Sullivan,
Anderson,	Donaldson,	Hanson, H. E.,	Peterson,	Sundberg,
Briggs,	Durment,	Hardy,	Pugh,	Weis,
Calhoun,	Du Toit,	Johnson, C. A.,	Putnam,	White,
Canestorp,	Elwell,	Johnson, V. L.,	Robinson,	Wilson,
Canfield,	Fosseen,	Johnston,	Sageng,	Works,
Carpenter,	Glotsbach,	Laybourn,	Schaller,	Wright,
Cashman,	Gunderson,	Moonan,	Seward,	

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS—CONT.

Mr. Peterson introduced—

S. F. No. 710, A bill for an act to amend section two thousand and eighty-seven (2087) of the Revised Laws of one thousand nine hundred and five (1905), relating to storage and shipment of grain,

Which was read the first time and referred to the Committee on Grain and Warehouse.

Mr. Hall introduced—

S. F. No. 711, A bill for an act to appropriate money to build a bridge across the Minnesota River at a certain point between the Counties of Renville and Yellow Medicine,

Which was read the first time and referred to the Committee on Roads and Bridges.

MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 348, A bill for an act entitled An act to provide for and fix the compensation of members of the Common Council, in cities of this state, now or hereafter having a population of over 50,000 inhabitants,

H. F. No. 448, A bill for an act authorizing appointment and fixing the salary of an assistant county attorney in all counties in the State of Minnesota, having a population of 150,000 and not more than 200,000.

Also the passage by the House of the following Senate File, herewith returned:

S. F. No. 541, A bill for an act to legalize bonds issued by cities in certain cases.

Also that the House has reconsidered the motion by which the Senate amendments to H. F. No. 77 were concurred in, and that the House has refused to concur in the Senate amendment to H. F. No. 77, and requests a Committee of Conference on H. F. No. 77, and that the Speaker has appointed Messrs. Lewis, Hicks and Brady as such committee on the part of the House.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Seward in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 104, 105, 269, .

Upon which they report progress and ask leave to sit again.

Also S. F. No. 157, which they recommend to pass with the following amendment :

Amend section 1 by striking out of line 4 of the printed bill the words "the filing of the petition therefor," and inserting in lieu thereof the words "such transfer."

Amend section 1 by inserting in the tenth line of the printed bill, after the word "extended," the following: "during the year of election."

Also S. F. No. 295, upon which they report progress and ordered the following proposed amendment printed in the Journal :

Amend by striking out all of section 15 and substitute the following :

"Section 15. The Board of Managers of the State Agricultural Society, for the purposes of this act, shall, upon the passage of this act, and before any official action is taken by said Board of Managers, be required to give bond to the State of Minnesota for the faithful performance of their duties as such Board of Managers, pursuant to the provisions of this act, in the sum of one hundred thousand dollars, with sufficient surety; such bond and surety to be approved by the governor and attorney general of the State of Minnesota; and the governor of the State of Minnesota is authorized and empowered at any time to remove and discharge from said Board of Managers of the State Agricultural Society any member thereof for cause."

Further amend by adding a new section to be known as section 16, which shall read as follows :

"Section 16. This act shall take effect and be in force from and after its passage."

On motion of Mr. Hardy the Senate adjourned until tomorrow at 10 o'clock.

Attest :

S. A. LANGUM,  
Secretary of the Senate.

## FIFTIETH DAY.

ST. PAUL, SATURDAY, March 23, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Alderman,	Clague,	Hanson, A. L.,	Naeseth,	Stephens,
Anderson,	Cooke,	Hanson, H. E.,	Nelson,	Sullivan,
Bedford,	Dale,	Hardy,	Peterson,	Sundberg,
Briggs,	Dunn,	Hinton,	Pugh,	Swanson,
Calhoun,	Durment,	Johnson, C. A.,	Putnam,	Thorpe,
Campbell,	Du Toit,	Johnson, V. L.,	Robinson,	Vail,
Canestorp,	Elwell,	Johnston,	Sageng,	White,
Canfield,	Fosseen,	Laybourn,	Schaller,	Wilson,
Carpenter,	Gunn,	McColl,	Seward,	Works,
Cashman,	Hackney,	Moonan,	Smith,	Wright,

Quorum present.

Messrs. Ahmann, Collier, Donaldson, Farrington, Fitzpatrick, Glotzbach, Gunderson, Hall, McGowan, Pauly, Poehler, Weis, Witherstine were excused.

## MOTIONS AND RESOLUTIONS.

Mr. Johnson, C. A., called up the following resolution and moved its adoption:

WHEREAS, There seems to be a difference of opinion as to the long distance per ton tariff of Iowa,

WHEREAS, The Senate and Railroad Committee ought to be in possession of all the important information that is obtainable,

*Therefore; Be it Resolved*, That the President of the Senate appoint a committee of three (3) to go to Des Moines, Ia., and interview the Railroad Commissioners of that State as to the workings of the long distance tariff per ton per mile law in force there;

*Be it Further Resolved*, That the expenses be paid on order of the Secretary of the Senate, countersigned by the Lieutenant Governor.

Mr. Cashman moved to amend by inserting the word "and" between the words "tariff" and "per" in last line of third paragraph,

Which amendment was adopted.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 23 and nays 8, as follows:

Those who voted in the affirmative were:

Alderman,	Carpenter,	Gunn,	Nelson,	Sullivan,
Briggs,	Cashman,	Hackney,	Peterson,	White,
Calhoun,	Clague,	Hinton,	Pugh,	Works,
Campbell,	Cooke,	Johnson, V. L.,	Smith,	Wright,
Canfield,	Fosseen,	Laybourn,		

Those who voted in the negative were:

Canestorp,	Hanson, A. L.,	Moonan,	Seward,	Vail,
Dale,	Johnson, C. A.,	Sageng,		

So the motion was not adopted.

Mr. Johnson, C. A., moved that the vote by which the resolution was lost be reconsidered.

The question being taken on the motion to reconsider,

And the roll being called there were yeas 24 and nays 9, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Fosseen,	Johnson, C. A.,	Smith,
Calhoun,	Cooke,	Gunn,	Johnson, V. L.,	Stephens,
Campbell,	Dunn,	Hackney,	Laybourn,	Works,
Canfield,	Durment,	Hanson, H. E.,	Pugh,	Wright,
Cashman,	Elwell,	Hardy,	Robinson,	

Those who voted in the negative were:

Briggs,	Dale,	Hanson, A. L.,	Putnam,	Seward,
Canestorp,	Du Toit,	Moonan,	Sageng,	

So the motion was adopted.

On motion of Mr. Clague, S. F. No. 298 was recalled from the Governor for the purpose of correction.

Mr. Cooke offered the following resolution and moved its adoption:

WHEREAS, The Committees of Game and Fish of the Wisconsin State Legislature have extended an invitation to the Minnesota State Legislature to send a committee to meet them in conference at Madison, Wisconsin, on Tuesday, March 26th, for the purpose of conferring on the matter of harmonizing the laws of the States of Minnesota and Wisconsin, relating to fishing in the Mississippi River and other interstate waters,

*Resolved*, That the President of the Senate be requested to appoint a committee of five members to attend the said conference. The expenses of said committee to be borne by the State.

The question being taken on the adoption of the resolution.

And the roll being called there were yeas 38 and nays 3, as follows:

Those who voted in the affirmative were:

Alderman,	Clagus,	Hardy,	Naeseth,	Stephens,
Bedford,	Cooke,	Hinton,	Peterson,	Sullivan,
Briggs,	Dale,	Johnson, C. A.,	Pugh,	Sundberg,
Calhoun,	Durment,	Johnson, V. L.,	Robinson,	Thorpe,
Campbell,	Elwell,	Johnston,	Schaller,	Vail,
Canfield,	Fosseen,	Laybourne,	Seward,	Works,
Carpenter,	Gunn,	McColl,	Smith,	Wright,
Cashman,	Hackney,	Moonan,		

Those who voted in the negative were:

Canestorp, Sageng, White,

So the resolution was adopted.

The President appointed Messrs. Cooke, Hardy, Carpenter, Weis and Glotzbach as such committee.

On motion of Mr. Cashman, S. F. No. 614 was referred to the Committee on General Legislation without losing its place on General Orders.

On motion of Mr. Elwell, Professor Hays, Assistant Secretary of Agriculture, addressed the Senate.

The professor then addressed the Senate, after which a rising vote of thanks was extended to him for a very excellent discourse on agriculture.

Mr. Campbell moved that when the Senate adjourn it adjourn until next Tuesday at 11 o'clock.

Mr. Works moved as a substitute that when the Senate adjourn it adjourn until next Monday at 2 o'clock.

Which substitute motion prevailed.

On motion of Mr. Gunn, S. F. No. 670 was referred to the Committee on Logs and Lumber without losing its place on General Orders.

#### MESSAGE FROM THE HOUSE.

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 776. A bill for an act to amend Section 1850 of the Revised Laws of 1905, relating to soldiers, when buried by the State.

H. F. No. 894. A joint memorial to Congress requesting national aid in the construction of permanent public roads.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### INTRODUCTION OF BILLS.

Mr. Canestorp introduced—

S. F. No. 712, A bill for an act to amend Section one thousand six hundred twenty-five (1625) of the Revised Laws of one thousand nine hundred five (1905), relating to taxation of insurance companies.

Which was read the first time and referred to the Committee on Insurance.

Mr. Dale introduced—

S. F. No. 713, A bill for an act to appropriate money for the purpose of opening, deepening and widening the south branch of the Yellow Bank River in Lac que Parle County.

Which was read the first time and referred to the Committee on Finance.

Mr. Sullivan introduced—

S. F. No. 714, A bill for an act relative to the raising and floating of submerged, sunken or buried logs and other timber in the waters or the beds of any waters in this state, providing a lien therefor and amendatory of Chapter sixty-nine (69) Revised Laws one thousand nine hundred five (1905).

Which was read the first time and referred to the Committee on Logs and Lumber.

Mr. Sageng introduced—

S. F. No. 715, A bill for an act to exempt a candidate who has been nominated at any primary election from paying any fee to have his name placed on the general election ballots.

Which was read the first time and referred to the Committee on Elections.

Mr. Stephens (by request) introduced—

S. F. No. 716, A bill for an act to prohibit the use and sale of automatic shot-guns and pump-guns.

Which was read the first time and referred to the Committee on Game and Fish.

Mr. Durment introduced—

S. F. No. 717, A bill for an act to appropriate moneys to pay the surviving members of Company D, Second Regiment Minnesota Infantry Volunteers, for service prior to mustering into service of the United States.

Which was read the first time and referred to the Committee on Claims.

Mr. Durment introduced—

S. F. No. 718, A bill for an act with reference to the appointment of guardians of children under fourteen years of age, and authorizing the guardian to consent to the adoption of the child.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Cooke introduced—

S. F. No. 719, A bill for an act to amend Section three thousand eight hundred forty-nine (3849) of Chapter seventy-four (74) of the Revised Laws of the State of Minnesota of the year one thousand nine hundred five (1905) relating to the appointment of special guardian in certain cases in probate courts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Calhoun introduced—

S. F. No. 720, A bill for an act to repeal Section two thousand nine hundred twelve (2912) of the Revised Laws of Minnesota for the year one thousand nine hundred five (1905) relating to special report to the Railroad and Warehouse Commission, and Section two thousand nine hundred thirteen (2913) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred five (1905) relating to reports to State Auditor.

Which was read the first time and referred to the Committee on Railroads.

Mr. Durment (by request) introduced—

S. F. No. 721, A bill for an act to amend Section six (6) of Chapter three hundred thirty-one (331) of the Laws of one thousand nine hundred five (1905), relating to the duty and powers of the State Fire Marshal.

Which was read the first time and referred to the Committee on Forestry and Fire Protection.

Mr. Sageng introduced—

S. F. No. 722, A bill for an act prescribing the matter of nominating and electing County Superintendents of Schools.

Which was read the first time and referred to the Committee on Elections.

#### REPORTS OF STANDING COMMITTEES.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 303, A bill for an act to amend section 5042\* of the Revised Laws of Minnesota, 1905, relating to burglary in the second degree.

Reports the same back with the recommendation that section 1 be amended by striking out of the last line the words "less than five, nor."

And when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 634, entitled "A bill for an act to legalize and validate contracts heretofore entered into with, and conveyances made to or by foreign corporations having no capital stock, which fail to comply with Chapters 69 and 70, Laws 1899, being Sections 2888, 2889, 2890, Revised Laws, 1905, immediately upon the passage of said act." etc.,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 207, A bill for an act to amend sections four thousand nine hundred and twenty-seven (4927) and four thousand nine hundred and thirty (4930) of the Revised Laws of Minnesota for one thousand nine hundred and five (1905), relating to the carnal knowledge of children and abduction.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 152, A bill for an act to amend section 4927 and 4930 of the Revised Laws of Minnesota for 1905, relating to the carnal knowledge of children and abduction.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Mr. Wilson moved the adoption of the report.

Mr. Nelson moved as substitute that the bill be read the second time and placed on General Orders.

The question being taken on the adoption of the motion,

And the roll being called there were yeas 17 and nays 21, as follows:

Those who voted in the affirmative were:

Anderson,	Elwell,	Johnson, C. A.,	Nelson,	White,
Bedford,	Hanson, A. L.,	Johnson, V. L.,	Sageng,	Works,
Cooke,	Hanson, H. E.,	Moonan,	Thorpe,	Wright,
Dale,	Hinton,			

Those who voted in the negative were:

Anderson,	Canfield,	Durment	Naeseth,	Seward,
Briggs,	Carpenter,	Fosseen,	Pugh,	Smith,
Calhoun,	Clague,	Johnston,	Putnam,	Sullivan,
Campbell,	Dunn,	Laybourn,	Robinson,	Wilson,
Canestorp,				

So the substitute motion was not adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 323, A bill for an act to prevent the making of false statements for the purpose of securing credit, and prescribing the penalty therefor,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 657, entitled "A bill for an act to fix the amount to be allowed for the board of prisoners when the same are not committed to the County Jail pending trial,"

Reports same back with the recommendation that Section 1 thereof be amended by adding at the end thereof the following: "Provided, that where adjournment is for longer than three days, the prisoner shall be committed to the county jail,"

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 346, A bill for an act to amend sections three thousand three hundred and sixty-six (3366) and three thousand three hundred and sixty-seven (3367) Revised Laws one thousand nine hundred and five (1905), relating to surveying and platting land.

Reports same back with the recommendation that the title of said bill be amended so as to read as follows:

"A Bill for An Act to Amend Sections 3366, 3367, and 3368, Revised Laws, 1905, Relating to Surveying and Platting of Land."

Amend Section 2 thereof by striking out of the fifth and sixth lines the words "proprietor and any other party holding any interest in," and insert in lieu thereof the words "owner of."

Amend Section 2 by striking out of the 18th line thereof the words "a notary public," and insert in lieu thereof the words "before any officer authorized to administer an oath."

Renumber Section 3 of said bill so that the same shall be Section 4, and insert a new Section 3 to read as follows:

"Section 3. That Section 3368, Revised Laws, 1905, be and the same is hereby amended so as to read as follows:

"Section 3368. Every plat when duly certified, *signed*, and acknowledged, *as provided in the foregoing section*, shall be recorded in the office of the register of deeds. The register shall transcribe such plat, or bind the original into the proper volume, and shall receive as his fee five cents for each lot designated in the plat in case of transcribing, and two cents for each lot when the original is bound. Any person who shall dispose of, lease, or offer to sell any land included in a plat before the same is recorded, shall for-

feit to the County twenty-five dollars for each lot or part of a lot so disposed of, leased or offered; and any official or person whose duty it is to comply with any of the provisions of this chapter shall forfeit not less than ten dollars, nor more than one hundred dollars, for each month during which compliance is delayed. All forfeitures under this chapter shall be recovered in an action brought in the name of the county."

And that when so amended the bill do pass.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 458, entitled "A bill for an act to prohibit unfair discrimination between sections, communities or localities, unfair competition, and providing penalties therefor,"

Returns said bill at the request of the author and Committee on Illuminating Oils without any further report.

Adopted.

Mr. McGowan, from the Committee on Illuminating Oils, to which was referred—

S. F. No. 458,

Reports the same back with the request that the following amendments be adopted, and when the bill be so amended, it be recommended to pass:

Amend Section 1 of said bill by striking out the following words: "any commodity in general use" and insert in lieu thereof the following words "petroleum or any of its products."

Also amend Section 1 by adding the words "or creating a monopoly" after the word "competitor" in the fifth line of said section.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 241, A bill for an act to legalize the foreclosure of mortgages by advertisement, where the power of attorney to foreclose

the same has not been executed, or where the same has been executed but has not been recorded or filed for record until after the mortgage foreclosure sale.

Reports same back with the recommendation that the title of said bill be amended so as to read as follows:

"A Bill for An Act to Legalize the Foreclosure of Mortgages by Advertisement Where Such Has Been Authorized by the Owner, But No Power of Attorney to Foreclose the Same Has Been Executed, and Where an Executed Power of Attorney Has Not Been Filed for Record Until After Such Foreclosure Sale."

That Section I of said bill be amended so as to read as follows:

"In every foreclosure of mortgage by advertisement heretofore made, where the power of attorney, provided by Chapter 262, General Laws 1897, and by Section 446I, Revised Laws, 1905, has not been executed, but such foreclosure was authorized by the owner of such mortgage, and a written instrument of ratification, signed and acknowledged by the person foreclosing such mortgage, ratifying all acts done by the attorney conducting such foreclosure, shall be recorded before September 1st, 1907, in the office of the Register of Deeds of the County in which such foreclosure was held, or when such power of attorney has been executed, but not filed for record in the Register of Deeds office of the proper county until after such mortgage foreclosure sale has been completed, every such mortgage foreclosure, if otherwise regular, is hereby declared to be valid."

And that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 596, entitled "A bill for an act to legalize sheriffs' certificates issued on mortgage foreclosure sales,"

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 574, entitled "A bill for an act defining the force and effect of final decrees issued by the Probate Court of this State and recorded in the office of the Register of Deeds, and to legalize certain of the same, and limiting the time within which their validity may be questioned."

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 523, A bill for an act for the punishment of men who fail to support their families by reason of drunkenness, idleness or both,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Johnston, from the Committee on Agriculture, to which was referred—

S. F. No. 669,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dale, from the Committee on Education, to which was referred—

S. F. No. 611, A bill for an act to prohibit any school director of any public school in this State to use basement rooms for school purposes and fixing the punishment therefor,

Reports the same back with the recommendation that the same be amended by striking out the words and figures in line 2 of Section 2, viz., "August 31st, 1907," and inserting in lieu thereof the words and figures "December 31st, 1908."

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

H. F. No. 98, A bill for an act to amend sections 184 and 222 of the Revised Laws of the State of Minnesota, 1905, relating to primary elections.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

H. F. No. 278, A bill for an act for a memorial to Congress of the United States in regard to calling a convention to propose an amendment to the constitution of the United States, providing for the election of United States Senators by a direct vote of the people.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 648, A bill for an act to amend Section 156 of the Revised Laws of the State of Minnesota for the year 1905, relating to election districts,

Be returned to the author.

Adopted.

Mr. Alderman, from the Committee on Corporations, to which was referred—

H. F. No. 537,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Alderman, from the Committee on Corporations, to which was referred—

S. F. No. 633,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 365, A bill for an act providing for a State Printing Commission, a State Printer, fixing his compensation, defining his duties, providing penalties for the violation of this act, and making appropriations to pay his salary and other expenses of operating a State printing plant and repealing sections 2265, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276 and 2277 of the General Statutes of the State of Minnesota for the year 1905, and all others amendatory thereof,

Reports the same back with the recommendation that it be amended as follows:

Amend the title by striking out the words "General Statutes of the State of Minnesota for the year 1905 and all acts amendatory thereof" and substituting in lieu thereof "Revised Laws 1905 and all acts amendatory thereof."

Amend Section 1 by inserting the words "The Governor" at the beginning thereof; also amend Section 1 by striking out the words "secretary of state" and inserting in lieu thereof the word "governor"; further amend Section 1 by striking out the word "two" in the fifth line of the printed bill and substituting in lieu thereof the word "five"; further amend Section 1 by striking out the words "and each succeeding Commission shall have the same power of appointment." Further amend Section 1 by striking out the word "bi-ennial" and substituting in lieu thereof the words "every fifth year."

Amend Section 2 by striking out the words "Item 3, Section 17 of this act in the manner as in said section provided" and inserting in lieu thereof the words "the moneys hereby appropriated."

Amend Sec. 4 by striking out at the end thereof the words "the state printer shall have authority to condemn worn out and obsolete machinery and shall make and submit to the printing commission a statement of the same and shall have power to sell the same by and with the consent of the printing commission."

Amend Sec. 5 by striking out the words "where the" in the 8th line of the section and inserting in lieu thereof the words "in which a"; further amend Sec. 5 by striking out the word "or" where it occurs in the 14th line of said section and inserting in lieu thereof the word "and."

Amend Sec. 11 by striking out in line 2 thereof the words "by and with the consent of" and inserting in lieu thereof the words "when so authorized by" and by adding at the end thereof the words "He shall keep such other books of account and records as the printing commission or state Board of Control shall direct." \*

Amend Sec. 14 by striking out the word "control" where it occurs in line 2 of said section and inserting in lieu thereof the words "direction and supervision," and by adding at the end of line 3 of said section the words "not exceeding."

Amend Sec. 16 by striking out at the end thereof the words "and shall be paid for at the rate of fifty cents per square of two hundred and fifty ems for the first insertion, and twenty-five cents per square for each successive insertion."

Amend Sec. 17 by striking out the word "years" where it occurs in line 5, and in inserting in lieu thereof the word "year"; further amend Section 17 by inserting after the words and figures "April 30, 1906" the words and figures eighty-five thousand (85,000) dollars, and for the fiscal year ending"; further amend Sec. 17 by adding at the end of the fifth line the words and figures "seventy thousand (70,000) dollars" and by striking out the items numbered "1, 2, 3, 4, 5"; further amend Section 17 by striking out in line 2 and 3 of the second paragraph of the section, the words "from items 1, 2 and 3 respectively"; further amend Sec. 17 by striking out the word "approved" where it occurs in line 4 of the second paragraph of said section and inserting in lieu thereof the word "certified" and by inserting after the words "state printer" in the same line the words "and approved by the state board of control." Further amend Section 17

by striking out at the end thereof the words "All sums payable from items four and five shall be paid on itemized vouchers approved by the state board of control."

Amend Section 19 by striking out the words "General Statutes of the state of Minnesota for the year" and inserting in lieu thereof the words "Revised Laws,"

And that when so amended the bill do pass.

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 361, A bill for an act to provide for the establishment of a State Printing Plant and for the equipment thereof, and appropriation therefor,

Reports the same back with the recommendation that it be amended as follows:

Amend Section 1 by striking out the words and figures "ten thousand dollars (\$10,000)" and inserting in lieu thereof the words and figures "Seven thousand dollars (\$7,000)."

Amend Section 3 by striking out the words and figures "Fifty thousand dollars (\$50,000)" and inserting in lieu thereof the words and figures "Thirty five thousand dollars (\$35,000),"

And that when so amended the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 677, A bill for an act to provide for the Purchase of county bonds by Boards of County Commissioners in counties having not more than 50,000 population,

Reports the same with the recommendation that the bill be amended as follows:

1. In line eight of Section One (1) of said bill, after the word "County" insert the following words: "At not exceeding the face value thereof and accrued interest thereon to date of purchase."

2. That Section Two (2) be amended by inserting after the word "Commissioners" in line two thereof, the following words: "At not less than the face value thereof,"

And that when so amended the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 650, A bill for an act authorizing and providing for the payment by towns of damages, costs and necessary expenses resulting from actions brought against any person or persons performing road work by order of the proper town officer,

Reports the same back with the recommendation that the bill do pass

Adopted.

The delegations from Hennepin, Ramsey and St. Louis Counties recommend that S. F. No. 354 do pass.

Adopted.

Mr. Durment moved—

That the rules be suspended and that

S. F. No. 354, A bill for an act authorizing cities of more than 50,000 inhabitants to sprinkle the boulevards within the limits of any such city and to levy special assessments therefor,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 354

Was read the second time.

S. F. No. 354, A bill for an act authorizing cities of more than 50,000 inhabitants to sprinkle the boulevards within the limits of any such city and to levy special assessments therefor—

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Carpenter,	Hanson, A. L.,	McColl,	Seward,
Anderson,	Cashman,	Hanson, H. E.,	Moonan,	Smith,
Bedford,	Cooke,	Hardy,	Nelson,	Stephens,
Briggs,	Dale,	Hinton,	Putnam,	Sundberg,
Calhoun,	Dunn,	Johnson, C. A.,	Robinson,	White,
Campbell,	Durment,	Johnson, V. L.,	Sageng,	Wilson,
Canestorp,	Gunn,	Laybourn,	Schaller,	Wright,
Canfield,				

So the bill passed and its title was agreed to.

The Ramsey and Hennepin Delegation, to whom was referred—

S. F. No. 501, A bill for an act to provide stationery, postage and necessary office supplies for all county officers, including the District judge of said county, in all counties of the state which now have or which may hereafter have a population of one hundred and fifty thousand inhabitants or over, and to legalize expenditures heretofore made for such purposes.

Recommend that Section One (1) be amended to read as follows:

Section 1. The County Commissioners in all Counties of the State, now having or which shall hereafter have a population of 150,000 inhabitants or over, are hereby authorized and directed to furnish all County Officers, including judges of the District Court of said Counties, all office supplies necessary for the transaction of official business.

And that said Senate File be further amended by striking out Section Two (2) and changing the number of Section Three (3) to Two (2),

And when so amended that the bill do pass.

Adopted.

On motion of Mr. Thorpe, H. F. No. 115 was taken from the table and offered the following amendment, and moved its adoption:

Amend Section 1, H. F. No. 115, so as to read as follows:

Section 1. Any person who is not connected with the State Weighing Department is hereby prohibited from using the term

"Weighmaster," "State Weighmaster," and representation of the seal of the State or any other words or device calculated or tending to indicate that the certificate or receipt is issued under State authority, or to otherwise deceive or mislead the public or any person interested, when issuing certificates or receipts purporting to show the weight of grain, hay or straw; provided, that where weighing is done under the authority of the charter or an ordinance of any city or village, or under the auspices of any incorporated Chamber of Commerce, Board of Trade or Exchange, any certificate or receipt issued therefor shall on its face plainly show its source and the signature of the person signing the same shall be followed by a designation plainly showing the capacity in which the said signer is acting, and the term "Weighmaster" may be a part of such designation.

Provided further, that every such certificate or receipt issued by any one other than the duly authorized representatives of the State Weighing Department shall have plainly stamped or printed across its face in *red ink* in letters not less than one-quarter of an inch high, the words, "This certificate is not issued under State authority."

Adopted.

The question being taken on the re-passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cashman,	Hardy,	Nelson,	Sundberg,
Bedford,	Clague,	Hinton,	Pugh,	Swanson,
Briggs,	Durment,	Johnson, V. L.,	Putnam,	Thorpe,
Calhoun,	Fosseen,	Laybourn,	Robinson,	White,
Campbell,	Gunn,	McColl,	Sageng,	Wilson,
Canestorp,	Hanson, A. L.,	Moonan,	Seward,	Works,
Canfield,	Hanson, H. E.,	Naeseth,	Sullivan,	Wright,
Carpenter,				

So the bill passed and its title was agreed to.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled—

S. F. Nos. 179, 666, 186, 343.

Which report was agreed to.

## FIRST READING OF HOUSE BILLS.

H. F. No. 348, A bill for an act entitled An act to provide for and fix the compensation of members of the common council in cities of this state now or hereafter having a population of over fifty thousand inhabitants,

Was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis County Delegation.

H. F. No. 448, A bill for an act authorizing appointment and fixing the salary of an assistant county attorney in all counties in the State of Minnesota, having a population of 150,000 and not more than 200,000,

Was read the first time and referred to the Committee on Ramsey Delegation.

H. F. No. 776, A bill for an act to amend Section one thousand eight hundred fifty (1850) of the Revised Laws one thousand nine hundred five (1905) relating to soldiers when buried by the State,

Was read the first time and referred to the Committee on Military Affairs.

H. F. No. 894, Joint Memorial to Congress requesting national aid in the construction of permanent public roads in this State,

Was read the first time and referred to the Committee on Roads and Bridges.

## SECOND READING OF SENATE BILLS.

Being under consideration,

S. F. Nos. 241, 346, 361, 365, 458, 501, 574, 596, 611, 633, 634, 650, 657, 669, 677,

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 98, 303, 323, 537,

Were read the second time.

On motion of Mr. Fosseen, H. F. No. 287 was recalled from the Hennepin, Ramsey and St. Louis County Delegation and referred to the Hennepin Delegation.

GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Johnson, V. L., in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. Nos. 13, 421, 137, 559, 64, 238, 442, 490, 564, 566, 367, 230, 414, 422, 478, 662, 546, 678, 683, 488, 505, H. F. Nos. 106, 50, 180, 352, 128,

Which they report back and recommend that they do pass.

On motion of Mr. Johnson, V. L., the report of the committee was adopted.

On motion of Mr. Hardy, the Senate adjourned until Monday, 2 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-FIRST DAY.

ST. PAUL, MONDAY, March 25, 1907.

The Senate met at 2 o'clock P. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Alderman,	Dale,	Hanson, A. L.,	Nelson,	Stephens,
Anderson,	Donaldson.	Hanson, H. E.,	Pauly,	Sullivan,
Bedford,	Dunn,	Hardy,	Peterson,	Sundberg,
Briggs,	Durment,	Hinton,	Poehler,	Swanson,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Thorpe,
Canestorp,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Clague,	Gunderson,	McColl,	Schaller,	Witherstine,
Coller,	Hackney,	McGowan,	Seward,	Works,
Cooke,	Hall,	Moonan,	Smith,	Wright,

Quorum present.

Messrs. Ahmann, Campbell, Cashman, Du Toit, Glotzbach, Gunn, Naseth and Vail were excused.

Mr. Nelson offered—

A petition relating to amendment of the Constitution, relating to the initiative and referendum from citizens of Fillmore county,

Which was referred to the Committee on Judiciary.

## INTRODUCTION OF BILLS.

Mr. Stephens introduced—

S. F. No. 723, A bill for an act relating to the liability of banks on forged checks,

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Stephens introduced—

S. F. No. 724, A bill for an act relating to the calculation of interest,

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Stephens introduced—

S. F. No. 725, A bill for an act relative to the payment of deposits in the name of two persons,

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Stephens introduced—

S. F. No. 726, A bill for an act defining the crime of burglary with explosives and providing the punishment therefor,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Stephens introduced—

S. F. No. 727, A bill for an act to amend sections three thousand one hundred thirty-one (3131) and three thousand one hundred thirty-two (3132) of the Revised Laws one thousand nine hundred five (1905), relating to the incorporation of fraternal societies and to legalize such incorporations heretofore perfected or attempted,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Stephens introduced—

S. F. No. 728, A bill for an act to establish a law uniform with laws of other states relative to the transfer of stock of corporations,

Which was read the first time and referred to the Committee on Corporations.

Mr. Wilson introduced—

S. F. No. 729, A bill for an act to amend sections nine hundred thirty-six (936) and nine hundred thirty-seven (937) of Revised

Laws one thousand nine hundred five (1905), relating to sales of land for taxes,

Which was read the first time and referred to the Committee on Taxes and Tax Law.

Mr. Wilson introduced—

S. F. No. 730, A bill for an act to provide for the method of registration for all special elections, held in and for cities having more than fifty thousand (50,000) inhabitants,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Robinson introduced—

S. F. No. 731, A bill for an act to repeal chapter four hundred fifty-seven (457) of the special laws of the year one eight hundred ninety-one (1891), entitled "An act to fix the compensation of the Clerk of the Probate Court of Stearns county, Minnesota,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Hardy introduced—

S. F. No. 732, A bill for an act entitled "An act to authorize cities in the state now or hereafter having a population of more than fifty thousand (50,000) inhabitants, to issue bonds for the construction of a wagon and foot passenger bridge over any navigable stream within or forming a part of the boundary line of any such city,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation,

Mr. Thorpe introduced—

S. F. No. 733, A bill for an act to amend section one thousand five hundred thirty-three of the Revised Laws of one thousand nine hundred five (1905), relating to sale of intoxicating liquors,

Which was read the first time and referred to the Committee on Temperance.

Mr. Wise introduced—

S. F. No. 734, A bill for an act providing for the furnishing of statements of tax liens and tax sales by the County Auditor,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Bedford introduced—

S. F. No. 735, A bill for an act to amend section three thousand one hundred three (3103) of the Revised Laws of one thousand nine hundred five (1905), relating to social and charitable corporations,

Which was read the first time and referred to the Committee on Corporations.

Mr. Coller introduced—

S. F. No. 736, A bill for an act to constitute Borough Councils, Boards of Equalization and to prescribe and define their duties and powers,

Which was read the first time.

Mr. Coller moved—

That the rules be suspended and that

S. F. No. 736, A bill for an act to constitute Borough Councils, Boards of Equalization, and to prescribe and define their duties and powers,

Be read the second time and put upon General Orders,

Which motion prevailed.

S. F. No. 736

Was read the second time.

Mr. Hardy introduced—

S. F. No. 737, A bill for the protection of purchasers of coal in certain cities, villages and boroughs and providing for the enforcement thereof,

Which was read the first time and referred to the Committee on Municipal Corporations.

## REPORTS OF STANDING COMMITTEES.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 508, A bill for an act to pension citizen-soldiers of Minnesota who participated in the Indian Massacre of 1862.

Reports the same back with the recommendation that the bill do pass

Adopted.

## MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 453, A bill for an act entitled an act to amend Section 1762 Revised Laws, 1905, relating to the preventures of fraud and deception in the sale of spices and condiments,

H. F. No. 926, A bill for an act to fix the salary of the Judge of Probate in counties exceeding 27,000 population, wherein the salary of the Judge of Probate is arbitrarily fixed at \$1,200 or less per annum; and where there are no provisions for probate clerk hire.

Also the passage by the House of the following Senate Files, herewith returned:

S. F. No. 708, A bill for an act to repeal certain special laws regulating the salaries, compensations and fees of county officers of Goodhue county, Minnesota.

Also that the House has concurred in the Senate amendments to H. F. No. 116 and repassed the same as amended.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

## FIRST READING OF HOUSE BILLS.

H. F. No. 453, A bill for an act entitled "An act to amend section 1762, Revised Laws 1905, relating to the prevention of fraud and deception in the sale of spices and condiments,

Was read the first time and referred to the Committee on Public Health and Pure Food.

H. F. No. 926, A bill for an act to fix the salary of the Judge of Probate in counties exceeding twenty-seven thousand (27,000) population, wherein the salary of the Judge of Probate is arbitrarily fixed at twelve hundred (\$1200) dollars or less per annum, and where there are no provisions for probate clerk hire,

Was read the first time and referred to the Committee on Towns and Counties.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 508.

Was read the second time.

Mr. Canestrop moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Alderman,	Cooke,	Hall,	Moonan,	Sundberg,
Anderson,	Dale,	Hanson, A. L.,	Nelson,	Swanson,
Bedford,	Donaldson,	Hanson, H. E.,	Pauly,	Thorpe,
Briggs,	Dunn,	Hinton.	Peterson,	Weis,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	White,
Canestrop,	Farrington,	Johnson, V. L.,	Putnam,	Wilson,
Canfield,	Fosseen,	Johnston,	Robinson,	Witherstine,
Clague,	Gunderson,	Laybourn,	Seward,	Works,
Coller,	Hackney,	McGowan,	Sullivan,	Wright,

Messrs Gunn and Smith were excused.

On motion of Mr. Canestrop further proceedings under the call were dispensed with.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 586, (Substitute for H. F. No. 92), A bill for an act to amend section 5448, Revised Laws 1905, relative to the manufacture of binding twine at the State Prison at Stillwater, and regulating the sale thereof, and providing a penalty for the violation of the regulations for such sale,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 46 and nays 5, as follows:

Those who voted in the affirmative were:

Alderman,	Donaldson,	Hanson, H. E.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hinton,	Pauly,	Sundberg,
Bedford,	Durment,	Johnson, C. A.,	Peterson,	Swanson,
Briggs,	Elwell,	Johnson, V. L.,	Pugh,	Thorpe,
Calhoun,	Farrington,	Johnston,	Putnam,	Weis,
Canestorp,	Fosseen,	Laybourn,	Robinson,	White,
Canfield,	Gunderson,	McColl,	Sageng,	Wilson,
Clague,	Hackney,	McGowan,	Seward,	Witherstine,
Coller,	Hall,	Moonan,	Smith,	Works,
Cooke,	Hanson, A. L.,	Naeseth,	Stephens,	Wright,
Dale,				

Those who voted in the negative were:

Calhoun,	Durment,	Hardy,	Sageng,	Stephens,
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So the bill passed and its title was agreed to.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Hanson, H. E., in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

H. F. Nos. 68, 320, 336, 374, 660, 349, 149, 260, S. F. No. 51,

Which they report back and recommend that they do pass.

Also

S. F. Nos. 403, 104, 105, 295, 269, 151, 78, 329, 331, 475, 360, 94, 222, 267, 387, 215, 296, 261, 439, 434, 635, H. F. Nos. 204, 4, 285, 360, 306,

Upon which they report progress and ask leave to sit again.

Also,

S. F. No. 497,

Which they report back and recommend that it be indefinitely postponed.

On motion of Mr. Hanson, H. E., the report was adopted.

On motion of Mr. Calhoun the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-SECOND DAY.

ST. PAUL, TUESDAY, March 26, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Dunn,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Durment,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Du Toit,	Hinton,	Peterson,	Swanson,
Briggs,	Elwell,	Johnson, C. A.,	Pugh,	Thorpe,
Calhoun,	Farrington,	Johnson, V. L.,	Putnam,	Vail,
Campbell,	Fitzpatrick,	Johnston,	Robinson,	White,
Canestorp,	Fosseen,	Layhourn,	Sageng,	Wilson,
Canfield,	Gunderson,	McColl,	Schaller,	Witherstine,
Cashman,	Gunn,	McGowan,	Seward,	Works,
Clague,	Hackney,	Moonan,	Smith,	Wright,
Coller,				

Quorum present.

Messrs. Cooke, Glotzbach, Hardy, Weis, Poehler, were excused.

Mr. Fitzpatrick offered—

Petitions relating to an amendment of the act relative to the initiative and referendum.

Mr. Robinson moved that S. F. No. 731 be recalled from the Committee on Towns and Counties.

Which motion prevailed.

On motion of Mr. Hanson, A. L., S. F. No. 561 was recalled from the Committee on Towns and Counties, and S. F. No. 562 was recalled from the Committee on General Legislation, and referred back to their author.

Mr. Robinson moved—

That the rules be suspended and that

S. F. No. 731, A bill for an act to repeal chapter four hundred fifty-seven of the Special Laws of the year one thousand eight hundred ninety-one, entitled An act to fix the compensation of the clerk of the Probate Court of Stearns County, Minnesota.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 731,

Was read the second time.

S. F. No. 731, A bill for an act to repeal chapter four hundred fifty-seven of the Special Laws of the year one thousand eight hundred ninety-one, entitled An act to fix the compensation of the clerk of the Probate Court of Stearns County, Minnesota.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Clague,	Gunn,	Moonan,	Smith,
Alderman,	Dale,	Hackney,	Nelson,	Stephens,
Bedford,	Donaldson,	Hall,	Pauly,	Sullivan,
Briggs,	Du Toit,	Hanson, A. L.,	Pugh,	Sundberg,
Calhoun,	Elwell,	Hanson, H. E.,	Putnam,	Vail,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fosseen,	Johnston,	Sageng,	Witherstine,
Cashman,	Gunderson,	McColl,	Seward,	Wright

So the bill passed and its title was agreed to.

Mr. Clague offered the following amendment to S. F. No. 298 :

One of such warrants shall be filed in the office of the superintendent of the hospital, and the other, with the superintendent's indorsement thereon that said patient has been received by him, shall be returned to the probate court and filed therein,

There being no objection the amendment was received and adopted.

The question being taken on the repassage of the bill,

And the roll being called there were yeas 45 and nays none, as follows :

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunderson,	Laybourn,	Smith,
Alderman,	Donaldson,	Gunn,	McColl,	Sundberg,
Anderson,	Dunn,	Hall,	Moonan,	Swanson,
Bedford,	Durment,	Hanson, A. L.,	Nelson,	Thorpe,
Briggs,	Du Toit,	Hanson, H. E.,	Pauly,	White,
Calhoun,	Elwell,	Hinton,	Peterson,	Wilson,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	Witherstine,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Works,
Cashman,	Fosseen,	Johnston,	Seward,	Wright,
Clague,				

So the bill was repassed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS.

Mr. Peterson offered the following resolution, and moved its adoption:

WHEREAS, a committee on conference, consisting of five members of the House and five members of the Senate, has been appointed to adjust the differences between the two houses as to H. F. No. 486, being A bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota, and to prescribe penalties for violation thereof, known as the two-cent fare bill;

WHEREAS, the fixing of a maximum rate for the transportation of passengers on railroads in this State necessarily involves the consideration of the reduction of freight rates heretofore made by the Railroad and Warehouse Commission, and,

WHEREAS, there is now pending in the state courts and in the United States courts of this state between the State of Minnesota and the various railroad companies of this state twenty separate actions to determine whether or not the said freight rate as reduced by the Railroad and Warehouse Commission are confiscatory, and,

WHEREAS, even with the utmost effort, it will require several years before the issues joined in said actions will be fully determined and before said rates can be put into effect, if sustained by said courts, all resulting in a very large financial loss to the people of this state, and,

WHEREAS, the various railroads of this state have made overtures to said Conference Committee looking to a settlement and

adjustment of all controversies with reference to both passenger and freight rates now existing in this state.

*Now, Therefore, Be It Resolved*, by the Senate, the House concurring, that said Conference Committee be and the same hereby is empowered to confer, advise and consult with the Governor, the Attorney General, and the Railroad and Warehouse Commissioners, and together with said officers consider such offers of said settlement upon the part of said various railroad companies, looking to an adjustment of all said matters, and to report fully their findings conclusions and recommendations to both houses of the legislature at the earliest possible date, not later than April 2nd, 1907.

Mr. Moonan gave notice of debate, so the resolution went over under the rules.

Mr. Alderman offered the following amendment:

Amend said resolution by striking out all thereof after the preamble, by inserting in lieu thereof the following:

“Be it resolved by the House, the Senate concurring, that there be added to said committee of conference three additional members from the House, to be appointed by the Speaker, and three additional members from the Senate, to be appointed by the President of the Senate, and that said committee in conference, as so constituted, be and the same hereby is instructed and directed to confer, advise and consult with the Governor, the Railroad and Warehouse Commissioners and the Attorney General, and together with said officers consider such offer or offers as the various railroad companies of the state may submit in the premises looking toward an adjustment of all said matters and to report fully their findings, conclusions and recommendations to both houses of the legislature at the earliest possible date, not later than April 2, 1907.”

#### INTRODUCTION OF BILLS.

Mr. Dunn introduced—

S. F. No. 738, A bill for an act entitled An act to provide for the annexation of territory to cities and villages.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dunn introduced—

S. F. No. 739, A bill for an act to provide for the election by all political parties of delegates to county conventions held for the purpose of electing delegates to conventions held to nominate state officers.

Which was read the first time and referred to the Committee on Elections.

On motion of Mr. Dunn, 500 copies of S. F. No. 739 were ordered printed.

Mr. Robinson introduced—

S. F. No. 740, A bill for an act to amend section two thousand three hundred thirty (2330), Revised Laws of one thousand nine hundred and five (1905), relating to the qualifications entitling pharmacists to registration.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Nelson introduced—

S. F. No. 741, A bill for an act relative to the use of automobiles or other motor vehicles on the public highways, and to provide for uniformity in the licensing and numbering of the same.

Which was read the first time and referred to the Committee on General Legislation.

Mr. Nelson introduced—

S. F. No. 742, A bill for an act to appropriate money to aid in building a bridge across Root river at a designated point, in section 16, township 103, north of range 9, west, near the village of Whalen, in the town of Hart, in county of Fillmore.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Stephens introduced—

S. F. No. 743, A bill for an act relating to garnishment of banks and to negotiate instruments owned by or made payable at a bank.

Which was read the first time and referred to the Committee on Banks and Banking.

Mr. Farrington introduced—

S. F. No. 744, A bill for an act to legalize certain conveyances of real property made by husband direct to wife.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 754, A bill for an act to amend section one hundred twenty-seven (127), of the Revised Laws of one thousand nine hundred five (1905), relating to powers, duties and qualifications of municipal judges.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Farrington introduced—

S. F. No. 746, A bill for an act to amend sections four thousand two hundred and fifteen (4215) four thousand two hundred and seventeen (4217) and four thousand two hundred and eighteen (4218), of the Revised Laws of Minnesota, relating to writs of attachment in district courts.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment (by request), introduced—

S. F. No. 747, A bill for an act entitled An act to amend sections one thousand seven hundred and fifty-seven (1757) and one thousand seven hundred and fifty-eight (1758), chapter twenty-one (21), Revised Laws of one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Fosseen (by request), introduced—

S. F. No. 748, A bill for an act to amend subdivision two (2), of section one thousand six hundred and forty (1640), Revised Laws of Minnesota, for the year one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Insurance.

Mr. Fosseen (by request), introduced—

S. F. No. 749, A bill for an act to amend section one thousand six hundred and forty-two (1642), of chapter nineteen (19), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905).

Which was read the first time and referred to the Committee on Insurance.

Mr. Thorpe introduced—

S. F. No. 750, A bill for an act to appropriate money for the erection of a suitable monument for Guri Anderson (Sasseland), late of Kandiyohi county, Minnesota.

Which was read the first time and referred to the Committee on Finance.

Mr. Sageng introduced—

S. F. No. 751, A bill for an act to amend section two thousand two hundred and seventy-six (2276), Revised Laws, one thousand nine hundred and five (1905), relating to the publications of the session laws.

Which was read the first time and referred to the Committee on Printing.

Mr. Sageng introduced—

S. F. No. 752, A bill for an act to amend sections nine hundred and seven (907) and two thousand seven hundred and fourteen (2714), Revised Laws, one thousand nine hundred and five (1905), relating to the legal rate of public printing.

Which was read the first time and referred to the Committee on Printing.

Mr. Sageng introduced—

S. F. No. 753, A bill for an act to amend section one thousand five hundred and twenty-eight (1528), Revised Laws of one thousand nine hundred and five (1905), relating to submission of the question of licensing sale of intoxicating liquors to the voters of town, incorporated villages or city.

Which was read the first time and referred to the Committee on Temperance.

Mr. Nelson (by request), introduced—

S. F. No. 754, A bill for an act to amend chapter two hundred and eighty-five (285), of the Laws of Minnesota, for year one thousand nine hundred and five (1905), entitled An act to regulate the treatment and control of dependent, neglected and delinquent children, approved April 19th, 1905.

Which was read the first time and referred to the Hennepin and Ramsey Delegations.

Mr. Fosseen (by request), introduced—

S. F. No. 755, A bill for an act to provide for fees of appraisers of estates of decedents and wards.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Bedford introduced—

S. F. No. 756, A bill for an act to define the rights and purchasers of state lands and the rights of persons holding mineral permits or leases therein.

Which was read the first time and referred to the Committee on Public Lands.

Mr. Dunn introduced—

S. F. No. 757, A bill for an act entitled An act to amend section eight hundred and ninety-eight (898), of the Revised Laws of one thousand nine hundred and five (1905), relating to sheriff's fees in the collection of taxes.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Putnam introduced—

S. F. No. 758, A bill for an act to amend sections one thousand seven hundred and eighty-nine (1789), one thousand seven hundred and ninety-one (1791), one thousand seven hundred and ninety-two (1792), one thousand seven hundred and ninety-five (1795), one thousand seven hundred and ninety-six (1796) and one thousand seven hundred and ninety-seven (1797), of the Revised Laws of one thousand nine hundred and five (1905), relat-

ing to Bureau of Labor, making the same a Bureau of Labor, Industries and Commerce.

Which was read the first time.

Mr. Putnam moved—

That the rules be suspended and that

S. F. No. 758, A bill for an act to amend sections one thousand seven hundred and eighty-nine (1789), one thousand seven hundred and ninety-one (1791), one thousand seven hundred and ninety-two (1792), one thousand seven hundred and ninety-five (1795), one thousand seven hundred and ninety-six (1796) and one thousand seven hundred and ninety-seven (1797), of the Revised Laws of one thousand nine hundred and five (1905), relating to Bureau of Labor, making the same a Bureau of Labor, Industries and Commerce.

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 758,

Was read the second time.

#### REPORTS OF STANDING COMMITTEES.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 426, A bill for an act creating the bureau of labor, industries and commerce,

Reports same back with the recommendation that the bill accompanying this report be substituted for and in place of said S. F. No. 426, and that it do pass, and that said S. F. No. 426 be recommended for indefinite postponement.

Adopted.

Mr. Fitzpatrick, from the Committee on Public Parks, to which was referred—

S. F. No. 560, A bill for an act to improve the grounds of the state, comprising the former site of Fort Ridgely, in Nicollet County, by clearing the same and by acquiring additional and adjoining land and converting the whole into a public park,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Fitzpatrick, from the Committee on Public Parks, to which was referred—

S. F. No. 672,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 248, A bill for an act to amend sections one hundred and eighty-one (181), one hundred and eighty-four (184), one hundred and ninety-two (192), two hundred and four (204) and two hundred and eleven (211) of the Revised Laws one thousand nine hundred and five (1905), to authorize the holding of conventions of political parties to recommend candidates for office; and provide for the nomination of candidates for state offices by primary election. •

Reports the same back with the recommendation that the bill be amended as follows:

Amend section 1 by adding at the end thereof the following words: "Provided, however, that in case of city elections in cities of the first, second and third class, such primary elections shall be held on Tuesday, seven weeks preceding such election."

Also amend section 3 of the printed bill by striking out of the third and fourth line thereof the words, "for member of congress and a majority of all other candidates," and insert in place thereof the following words, "or a majority thereof, for both national, state and legislative offices."

Also amend section 3 after the word "election" in line twelve of the printed bill and insert the words "and such voter shall state."

And further report the same back as so amended without recommendation.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 592, A bill for an act authorizing cities, towns and villages to regulate the holding of meetings upon the public streets,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 479, A bill for an act to regulate the location of livery, feed and sale stables in cities of the fourth class,

Reports the same back without recommendation.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 448, A bill for an act to authorize and empower cities in this state of the fourth class to issue bonds under certain circumstances and subject to certain provisions for the purpose of aiding in the construction of steam and electric railroads,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 589,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 618, A bill for an act to authorize all villages in this state to construct and maintain sewers,

Reports the same back with the recommendation that same be amended as follows, and when so amended the bill do pass:

First—That the title of said bill be amended by adding to the end thereof the following words, “and drains and to raise money for such purposes.”

Second—In line 3 of section 1 of said bill, after the word “sewers” insert the words “and drains.”

Third—In line 7 of section 1 of said bill, strike out the words, “in all proceedings under this act.”

Fourth—In line 8 of section 1 of said bill, after the word “sewers” insert the words “and drains.”

Fifth—In line 13 of section 1 of said bill, strike out the following words and figures, “Fifteen thousand (15,000)” and insert in lieu thereof the following words, “Twenty thousand.”

Sixth—Add a new section, to be numbered section 2, the provisions of chapter 10, Revised Laws 1905, shall apply to and govern the issuance of any bonds herein provided for, except as modified in this act.

Sixth—Renumber section 2 so that same shall be section 3.

#### MESSAGES FROM THE HOUSE.

The following messages were received from the House:

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 380, A bill for an act relating to the salary and compensation of County Commissioners in counties of not less than 35,000 nor more than 75,000 inhabitants,

H. F. No. 644, A bill for an act to provide for the drainage of marsh, swamp or wet lands in any town or township in the State of Minnesota, by the owners of such lands when the same cannot be drained without affecting the lands of others and providing for a penalty for obstructing or injuring the ditches or drains constructed under the provisions of this act,

H. F. No. 939, A bill for an act to amend section 31 of chapter 338, of the General Laws of Minnesota, for the year 1905, so that the money therein appropriated to aid in constructing a bridge

across Bear River in the County of Fillmore, may be used to aid in constructing a bridge across Deer Creek.

Also the passage by the House of the following Senate File, herewith returned:

S. F. No. 641, A bill for an act regulating the pleading practice procedure and jurisdiction of the municipal court of the city of Stillwater, Minnesota.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 294, A bill for an act to amend chapter 253, of the General Laws of Minnesota for 1903, entitled an act providing for the taxation of railroad properties, the collection of such taxes and repealing acts inconsistent therewith.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following joint resolution, in which the concurrence of the Senate is requested:

WHEREAS, A Committee on Conference, consisting of five members of the House and five members of the Senate, has been appointed to adjust the differences between the two Houses as to H. F. No. 486, being a bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota and to prescribe penalties for the violation thereof, known as the two-cent fare bill, and

WHEREAS, The fixing of a maximum rate for the transportation of passengers on all railroads in this state necessarily involves a consideration of the reduction of freight rates heretofore made by the Railroad and Warehouse Commission; and

WHEREAS, There is now pending in the state courts and in the United States Courts of this state, between the State of Minnesota and the various railroad companies of this state, twenty separate actions to determine whether or not the said freight rates, as reduced by the Railroad and Warehouse Commission are confiscatory; and

WHEREAS, Even with the utmost effort, it will require several

years before the issues joined in said actions will be fully determined, and before said freight rates can be put into effect, if sustained by said courts, all resulting in a very large financial loss to the people of this state; therefore be it

*Resolved*, By the House, the Senate concurring, that said Committee on Conference be, and the same hereby is, instructed and directed to confer, advise and consult with the Governor, the Railroad and Warehouse Commissioners, and the Attorney General, and together with said officers, consider such offer or offers as the various railroad companies of the state may submit in the premises looking towards an adjustment of all said matters, and to report their findings, conclusions and recommendations to both bodies of the Legislature at the earliest possible date, not later than April 2, 1907.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 26, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate Files:

S. F. No. 666, A bill for an act empowering certain religious corporations to receive, hold and convey property.

S. F. No. 343, A bill for an act authorizing cities of this state having a population of ten thousand (10,000) inhabitants or less to issue and sell negotiable coupon bonds to take up their past due indebtedness in such cities,

S. F. No. 186, A bill for an act to amend section one thousand six hundred and nineteen (1619), Revised Laws one thousand nine hundred and five (1905), relating to the publication of annual statements of insurance companies.

S. F. No. 179, A bill for an act to amend section five (5), chapter

sixty-four (64) of the General Laws of Minnesota for 1905, relating to the publication of notice by town supervisors.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

FIRST READING OF HOUSE BILLS.

H. F. No. 294, A bill for an act to amend chapter two hundred and fifty-three (253) of the General Laws of Minnesota for 1893, entitled "An act providing for the taxation of railroad properties, the collection of such taxes and repealing acts inconsistent therewith,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 380, A bill for an act relating to the salary and compensation of county commissioners in counties of not less than 30,000 nor more than 75,000 inhabitants,

Was read the first time and referred to the Committee on Towns and Counties.

H. F. No. 644, A bill for an act to provide for the drainage of marsh, swamp or wet lands, in any town or township in the State of Minnesota, by the owners of such lands, when the same cannot be drained without affecting the lands of others, and providing for a penalty for obstructing or injuring the ditches or drains constructed under the provisions of this act.

Was read the first time and referred to the Committee on Drainage.

H. F. No. 939, A bill for an act to amend Section 31 of Chapter 338 of the General Laws of Minnesota for the year 1905, so that the money therein appropriated to aid in constructing a bridge across Bear river in the county of Fillmore, may be used to aid in constructing a bridge across Deer creek.

Which was read the first time.

Mr. Nelson moved—

That the rules be suspended and that

H. F. No. 939. A bill for an act to amend section 31 of chapter 338, of the General Laws of Minnesota for the year 1905, so that the money therein appropriated to aid in constructing a bridge across Bear river in the county of Fillmore, may be used to aid in constructing a bridge across Deer creek.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 939,

Was read the second time.

H. F. No. 939, A bill for an act to amend section 31 of chapter 338, of the General Laws of Minnesota for the year 1905, so that the money therein appropriated to aid in constructing a bridge across Bear river in the county of Fillmore, may be used to aid in constructing a bridge across Deer creek.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 32 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunderson,	Johnson, C. A.,	Sundberg,
Bedford,	Donaldson,	Gunn,	Johnson, V. L.,	Thorpe,
Briggs,	Dunn,	Hackney.	Nelson,	White,
Calhoun,	Durment,	Hanson, A. L.,	Putnam,	Wilson,
Campbell,	Du Toit,	Hanson, H. E.,	Robinson,	Witherstine,
Canestorp,	Fitzpatrick,	Hinton,	Stepnens,	Wright,
Cashman,	Fosseen,			

So the bill passed and its title was agreed to.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 248, 448, 479, 560, 589, 592, 618, 672,

Were read the second time.

#### THIRD READING OF SENATE BILLS.

S. F. No. 107, A bill for an act proposing an amendment to section one (1) of article nine (9) of the Constitution of the State of Minnesota, relating to taxation.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays 2, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hanson, H. E.,	Pauly,	Thorpe,
Alderman,	Dunn,	Johnson, C. A.,	Pugh,	Vail,
Anderson,	Du Toit,	Johnson, V. L.,	Putnam,	White,
Bedford,	Elwell,	Laybourn	Stephens,	Wilson,
Briggs,	Fosseen,	McColl,	Sullivan,	Witherstine,
Calhoun,	Gunn,	McGowan,	Sundberg,	Works,
Campbell,	Hanson, A. L.,	Naeseth,	Swanson,	Wright,
Canfield,				

Those who voted in the negative were:

Durment, Sageng,

So the bill passed and its title was agreed to.

S. F. No. 157, A bill for an act to amend section three hundred and ninety-one (391) of Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), relating to the levy and collection of taxes in newly created counties.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canfield,	Gunn,	Pauly,	Thorpe,
Alderman,	Donaldson,	Hanson, H. E.,	Putnam,	Vail,
Anderson,	Durment,	Johnson, C. A.,	Smith,	White,
Bedford,	Du Toit,	Johnson, V. L.,	Stephens,	Wilson,
Briggs,	Elwell,	McColl,	Sullivan,	Witherstine,
Calhoun,	Fitzpatrick,	Moonan,	Sundberg,	Works,
Campbell,	Fosseen,	Naeseth,	Swanson,	Wright,
Canestorp,	Gunderson,			

So the bill passed and its title was agreed to.

S. F. No. 421, A bill for an act to amend section eight (8) chapter three hundred thirty-one (331), Laws of one thousand nine hundred five (1905), entitled an act to prevent unjust discrimination in the fixing of fire insurance premiums, to provide for the appointment of a fire marshal and defining his duties, and to provide additional revenue for the enforcement of such act,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hanson, A. L.,	Moonan,	Sullivan.
Alderman,	Du Toit,	Hanson, H. E.,	Naeseth,	Sundberg,
Anderson,	Elwell,	Johnson, C. A.,	Nelson,	Swanson,
Bedford,	Fitzpatrick,	Johnson, V. L.,	Pauly,	Thorpe,
Briggs,	Fosseen,	Johnston,	Robinson,	Weis,
Calhoun,	Gunderson,	Laybourn,	Sageng,	Witherstine,
Canestorp,	Gunn,	McColl,	Smith,	Works,
Canfield,	Hall,	McGowan,	Stephens,	Wright,
Donaldson,				

So the bill passed and its title was agreed to.

S. F. No. 137, A bill for an act to fix a uniform method of buying and selling grain and to prevent combinations to control the price,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 44 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hall,	Nelson,	Stephens.
Alderman,	Durment,	Hanson, A. L.,	Pauly,	Sullivan.
Anderson,	Du Toit,	Hanson, H. E.,	Pugh,	Sundberg.
Bedford,	Elwell,	Hinton,	Putnam,	Swanson,
Briggs,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Thorpe,
Calhoun,	Fosseen,	Johnston,	Sageng,	Vail,
Campbell,	Gunderson,	McColl,	Schaller,	White,
Canestorp,	Gunn,	Moonan,	Seward,	Witherstine,
Canfield,	Hackney,	Naeseth,	Smith,	Wright,

Mr. Works voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 559, A bill for an act to amend section five thousand one hundred and thirty-four (5134) of the Revised Laws of Minnesota for the year one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 47 and nays none. as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	Nelson,	Sundberg,
Alderman,	Donaldson,	Hanson, H. E.,	Pauly,	Swanson,
Anderson,	Durment,	Hinton,	Putnam,	Thorpe,
Bedford,	Du Toit,	Johnson, C. A.,	Robinson,	Vail,
Briggs,	Elwell,	Johnson, V. L.,	Sageng,	White,
Campbell,	Farrington,	Johnston,	Schaller,	Wilson,
Canestorp,	Gunderson,	McColl,	Smith,	Witherstine,
Canfield,	Gunn,	Moonan,	Stephens,	Works,
Clague,	Hackney,	Naeseth,	Sullivan,	Wright,
Collier,	Hall,			

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 106, A bill for an act requiring the county auditor to issue his certificate to the assessor upon the return of the assessment books, and providing for the filing of such certificate with the town clerk, before payment shall be made by the town board for the services of such assessor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays 2. as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hall,	Putnam,	Swanson,
Alderman,	Durment,	Hanson, A. L.,	Robinson,	Thorpe,
Anderson,	Du Toit,	Hanson, H. E.,	Sageng,	Vail,
Bedford,	Elwell,	Johnson, V. L.,	Schaller,	White,
Briggs,	Farrington,	Johnston,	Smith,	Wilson,
Canestorp,	Fitzpatrick,	Moonan,	Stephens,	Witherstine,
Canfield,	Gunderson,	Pauly,	Sullivan,	Works,
Cashman,	Gunn,	Peterson,	Sundberg,	Wright,
Collier,	Hackney,	Pugh,		

So the bill passed and its title was agreed to.

### THIRD READING OF SENATE BILLS.

S. F. No. 64, A bill for an act to amend section 3607, Revised Laws 1905, relating to contracts and conveyances of married women,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hackney,	Pauly,	Stephens
Alderman,	Coller,	Hall,	Peterson,	Sullivan,
Anderson,	Dale,	Hanson, A. L.,	Pugh,	Thorpe,
Bedford,	Donaldson,	Hanson, H. E.,	Robinson,	White,
Briggs,	Du Toit,	Johnson, C. A.,	Sageng,	Wilson,
Calhoun,	Elwell,	Johnson, V. L.,	Schaller,	Winerstine,
Canestorp,	Farrington,	Johnston,	Seward,	Works,
Canfield,	Fitzpatrick,	McColl,	Smith,	Wright,
Cashman,	Gunderson,	Moonan,		

So the bill passed and its title was agreed to.

S. F. No. 238, A bill for an act to legalize certain acknowledgements taken by officers, directors or stockholders of corporations as notaries public of instruments in which the corporation is interested.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hanson, A. L.,	Pauly,	Stephens,
Alderman,	Du Toit,	Hanson, H. E.,	Pugh,	Sullivan,
Bedford,	Elwell,	Hinton,	Putnam,	Sundberg,
Briggs,	Fitzpatrick,	Johnson, V. L.,	Robinson,	Swanson,
Calhoun,	Gunderson,	Johnston,	Sageng,	White,
Campbell,	Gunn,	Moonan,	Schaller,	Witherstine,
Canestorp,	Hackney,	Naeseth,	Seward,	Works,
Dale,	Hall,	Nelson,	Smith,	Wright,
Donaldson,				

So the bill passed and its title was agreed to.

S. F. No. 442, A bill for an act to legalize proceedings to foreclose real estate mortgages and records thereof in cases where the sheriff's certificate of sale has not been recorded within twenty days after such sales,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Farrington,	Johnson, V. L.,	Schaller,
Alderman,	Clague,	Fitzpatrick,	Johnston,	Seward,
Anderson,	Collier,	Gunderson,	Laybourn,	Smith,
Bedford,	Dale,	Hackney,	Moonan,	Sundberg,
Briggs,	Donaldson,	Hall,	Pauly,	White,
Calhoun,	Durment,	Hanson, A. L.,	Pugh,	Wilson,
Campbell,	Du Toit,	Hanson, H. E.,	Robinson,	Witherstine,
Canestorp,	Elwell,	Hinton,	Sageng,	Wright,
Carpenter,				

So the bill passed and its title was agreed to.

S. F. No. 564, A bill for an act to legalize the purchase and improvement in good faith by the county board, without authority by previous vote of the people, of property for the purpose of holding thereon agricultural fairs and exhibitions, and to authorize the completion of such improvements and the erection of further reasonable improvements thereon, in certain cases,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Hackney,	Naeseth,	Stephens,
Anderson,	Collier,	Hall,	Nelson,	Sullivan,
Bedford,	Dale,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Donaldson,	Hanson, H. E.,	Putnam,	Swanson,
Calhoun,	Durment,	Johnson, V. L.,	Robinson,	Thorpe,
Campbell,	Farrington,	Johnston,	Sageng,	White,
Canestorp,	Fitzpatrick,	McColl,	Schaller,	Witherstine,
Canfield,	Gunderson,	Moonan,	Seward,	Wright,
Cashman,	Gunn,			

So the bill passed and its title was agreed to.

S. F. No. 566, A bill for an act to legalize and confirm the detachment of territory from incorporated villages in the State of Minnesota,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Coller,	Hackney,	Moonan,	Sullivan,
Anderson,	Dale,	Hall,	Naeseth,	Sundberg,
Bedford,	Donaldson,	Hanson, A. L.,	Peterson,	Thorpe,
Briggs,	Durment,	Hanson, H. E.,	Putnam,	White,
Calhoun,	Du Toit,	Johnson, C. A.,	Robinson,	Wilson,
Campbell,	Elwell,	Johnson, V. L.,	Sageng,	Witherstine,
Canestorp,	Farrington,	Johnston,	Schaller,	Works,
Cashman,	Fitzpatrick,	Laybourn,	Seward,	Wright,
Clague,	Gunderson,	McColl,		

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 50, A bill for an act to amend section three thousand three hundred and thirty-five (3335) of the Revised Code of the year one thousand nine hundred and five (1905), relating to conveyances of real estate by husband and wife.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays 1, as follows:

Those who voted in the affirmative were:

Alderman,	Dale,	Hall,	Pauly,	Sullivan,
Briggs,	Donaldson,	Hanson, A. L.,	Peterson,	Sundberg,
Campbell,	Durment,	Hanson, H. E.,	Poehler,	Swanson,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	Thorpe,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Wilson,
Cashman,	Gunderson,	McColl,	Sageng,	Witherstine,
Clague,	Gunn,	Moonan,	Schaller,	Works,
Coller,	Hackney,	Naeseth,	Stephens,	Wright,

Mr. White voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 180, A bill for an act to legalize and validate the defective execution of assignments of mortgages, the recording of said assignments and the foreclosure of the mortgages assigned,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Gunn,	McColl,	Stephens,
Alderman,	Dale,	Hackney,	Moonan,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Naeseth,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Pauly,	Swanson,
Briggs,	Du Toit,	Hinton,	Putnam,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Robinson,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	Witherstine,
Cashman,	Fitzpatrick,	Johnston,	Schaller,	Works,
Clague,	Gunderson,	Laybourn,	Seward,	Wright,

So the bill passed and its title was agreed to.

H. F. No. 352. A bill for an act imposing interest on delinquent state taxes.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	Peterson,	Swanson,
Anderson,	Durment,	Hanson, H. E.,	Pugh,	Thorpe,
Bedford,	Du Toit,	Johnson, C. A.,	Putnam,	White,
Briggs,	Farrington,	Johnson, V. L.,	Sageng,	Wilson,
Campbell,	Fitzpatrick,	Johnston,	Schaller,	Witherstine,
Canestorp,	Gunderson,	Laybourn,	Seward,	Works,
Clague,	Gunn,	McColl,	Sullivan,	Wright,
Coller,	Hackney,	Pauly,	Sundberg,	

So the bill passed and its title was agreed to.

H. F. No. 128, A bill for an act to provide for the installation and care of law libraries in court houses.

Was read the third time and put on its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hinton,	Putnam,	Swanson,
Anderson,	Dale,	Johnson, C. A.,	Robinson,	Thorpe,
Bedford,	Donaldson,	Johnson, V. L.,	Sageng,	Vail,
Briggs,	Du Toit,	Laybourn,	Schaller,	White,
Calhoun,	Elwell,	McGowan,	Seward,	Wilson,
Campbell,	Farrington,	Naeseth,	Stephens,	Witherstine,
Canestorp,	Fitzpatrick,	Nelson,	Sullivan,	Wright,
Cashman,	Hanson, H. E.,	Peterson,	Sundberg,	

Mr. Durment voted in the negative.

So the bill passed and its title was agreed to.

## THIRD READING OF SENATE BILLS.

S. F. No. 367, A bill for an act to appropriate money to be expended in locating, surveying and marking all or a part of the battlefield of Wood Lake, and in purchasing for the use of the state a part thereof.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Nelson,	Swanson,
Alderman,	Clague,	Gunn,	Peterson,	Thorpe,
Anderson,	Dale,	Hackney,	Pugh,	Vail,
Bedford,	Donaldson,	Hanson, A. L.,	Putnam,	White,
Briggs,	Durment,	Hanson, H. E.,	Robinson,	Wilson,
Calhoun,	Elwell,	Laybourn,	Sageng,	Witherstine,
Campbell,	Farrington,	McColl,	Seward,	Wright,
Canestorp,	Fosseen,	Naeseth,	Sullivan,	

So the bill passed and its title was agreed to.

S. F. No. 230, A bill for an act to amend section 2091 of chapter 28, of the Revised Laws of Minnesota for 1905, relating to reports to the Railroad and Warehouse Commission.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 47 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Donaldson,	Hall,	Nelson,	Sullivan,
Alderman,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Durment,	Hanson, H. E.,	Peterson,	Thorpe,
Bedford,	Du Toit,	Johnson, C. A.,	Pugh,	Vail,
Briggs,	Elwell,	Johnson, V. L.,	Sageng,	White,
Calhoun,	Farrington,	Johnston,	Schaller,	Wilson,
Campbell,	Fitzpatrick,	McColl,	Seward,	Witherstine,
Canestorp,	Fosseen,	Moonan,	Smith,	Works,
Clague,	Gunderson,	Naeseth,	Stephens,	White,
Dale,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 414, A bill for an act to fix the time for holding the general terms of the District Court in and for the county of Clearwater.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Donaldson,	Hall,	Naeseth,	Sullivan,
Alderman,	Dunn,	Hanson, A. L.,	Pauly,	Sundberg,
Anderson,	Durment.	Hanson, H. E.,	Pugh,	Swanson,
Bedford,	Du Toit,	Johnson, C. A.,	Putnam,	Tnorpe,
Briggs,	Elwell,	Johnson, V. L.,	Sageng,	White,
Calhoun,	Farrington,	Johnston,	Schaller,	Witherstine,
Canestorp,	Gunderson,	McGowan,	Seward,	Works,
Cashman,	Hackney,	Moonan,	Smith,	Wright,
Dale,				

So the bill passed and its title was agreed to.

S. F. No. 422, A bill for an act prescribing the time for holding the general terms of the District Court in the counties of Clay and Todd, in the Seventh Judicial District.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 46 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Dunn,	Hanson, H. E.,	Pauly,	Stephens,
Alderman,	Du Toit,	Johnson, C. A.,	Peterson,	Sullivan,
Anderson,	Elwell,	Johnson, V. L.,	Pugh,	Sundberg,
Bedford,	Farrington,	Johnston,	Putnam,	Vail,
Briggs,	Fitzpatrick,	Laybourn,	Robinson,	White,
Calhoun,	Fosseen.	McColl,	Sageng,	Wilson,
Campbell,	Gunderson,	Moonan,	Schaller,	Witherstine.
Canestorp,	Hackney,	Naeseth,	Seward,	Works,
Clague,	Hanson, A. L.,	Nelson,	Smith,	Wright,
Donaldson,				

So the bill passed and its title was agreed to.

On motion of Mr. Bedford, the vote whereby S. F. No. 352 was passed, was re-considered and S. F. No. 352 was laid on the table.

On motion of Mr. Canestorp S. F. No. 478 was passed for the day, retaining its place on the calendar.

S. F. No. 662, A bill for an act relating to the appointment and compensation of deputy clerks of the district court in counties having a population of 292,000 or more.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 43 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Durment,	Hanson, H. E.,	Peterson,	Sullivan,
Alderman,	Du Toit,	Hinton,	Pugh,	Sundberg,
Anderson,	Elwell,	Johnson, C. A.,	Robinson,	Thorpe,
Bedford,	Farrington,	Johnson, V. L.,	Sageng,	Vail,
Briggs,	Fitzpatrick,	Johnston,	Schaller,	Wilson,
Calhoun,	Gunderson,	Laybourn,	Seward,	Witherstine,
Campbell,	Hackney,	Moonan,	Smith,	Works,
Canestorp,	Hall,	Nelson,	Stephens,	Wright,
Donaldson,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

S. F. No. 546, A bill for an act to authorize the indexing of records in the offices of the Clerk of the District Court in Counties of less than fifty thousand (50,000) inhabitants in this state and fixing the compensation therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Dale,	Gunn,	Nelson,	Vail,
Alderman,	Donaldson,	Hackney,	Peterson,	Weis,
Anderson,	Dunn,	Hall,	Robinson,	White,
Bedford,	Du Toit,	Hanson, A. L.,	Sageng,	Wilson,
Briggs,	Farrington,	Hanson, H. E.,	Schaller,	Witherstine,
Calhoun,	Fitzpatrick,	Johnson, V. L.,	Seward,	Works,
Campbell,	Fosseen,	Johnston,	Stephens,	Wright,
Cashman,	Gunderson,	Moonan,	Sundberg,	

So the bill passed and its title was agreed to.

S. F. No. 678, A bill for an act to amend section 1891, Revised Laws, 1905, relating to money of inmates of state institutions.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows :

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hall,	Peterson,	Sullivan,
Bedford,	Elwell,	Hanson, A. L.,	Putnam,	Sundberg,
Briggs,	Farrington,	Hanson, H. E.,	Robinson,	Thorpe,
Campbell,	Fitzpatrick,	Johnson, C. A.,	Sageng,	Weis,
Cashman,	Fosseen,	Johnson, V. L.,	Schaller,	Witherstone,
Dale,	Glotzbach,	Naeseth,	Seward,	Works,
Donaldson,	Gunderson,	Nelson,	Smith,	Wright,
Durment,	Hackney,			

So the bill passed and its title was agreed to.

S. F. No. 683, A bill for an act entitled An act to provide for fixing the salary of the First Assistant Commissioner of Public Works in all cities in this state now or hereafter having a population of over fifty thousand inhabitants.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Gunderson,	Peterson,	Thorpe,
Alderman,	Dale,	Hackney,	Putnam,	Vail,
Anderson,	Donaldson,	Hanson, A. L.,	Robinson,	Weis,
Bedford,	Durment,	Hanson, H. E.,	Sageng,	White,
Briggs,	Du Toit,	Johnson, C. A.,	Seward,	Wilson,
Calhoun,	Elwell,	Johnson, V. L.,	Stephens,	Witherstone,
Campbell,	Farrington,	Johnston,	Sullivan,	Works,
Canestorp,	Fitzpatrick,	Naeseth,	Sundberg,	Wright,
Cashman,				

So the bill passed and its title was agreed to.

S. F. No. 505, A bill for an act to authorize the alteration of contracts for the construction of drainage ditches in certain cases and to authorize the modification of the original orders, establishing such drainage ditches in certain cases.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 40 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hall,	Nelson,	Swanson,
Alderman,	Dale,	Hanson, A. L.,	Peterson,	Thorpe,
Anderson,	Donaldson,	Hanson, H. E.,	Putnam,	Vail,
Bedford,	Dunn,	Hinton,	Robinson,	White,
Briggs,	Elwell,	Johnson, C. A.,	Sageng,	Wilson,
Campbell,	Fosseen,	Johnson, V. L.,	Seward,	Witherstine,
Canestorp,	Gunderson,	Johnston,	Stephens,	Works,
Cashman,	Gunn,	Moonan,	Sundberg,	Wright,
Clague,				

Mr. Farrington voted in the negative.

So the bill passed and its title was agreed to.

Mr. Gunn moved that the Senate do now advise, consent to and confirm the following nomination of His Excellency, the Governor:

Member State Game and Fish Commission—Charles W. Stanton, of Koochiching county, member State Game and Fish Commission, vice Samuel F. Fullerton, for the term ending the first Monday in January, 1911.

Which motion prevailed.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the committee had examined, read, compared and found truly enrolled,

S. F. Nos. 708, 541 and 345,

Which report was agreed to.

On motion of Mr. Gunderson the Senate adjourned until 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-THIRD DAY.

ST. PAUL, WEDNESDAY, March 27, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hackney,	Moonan,	Stephens,
Alderman,	Donaldson,	Hall,	Naeseth,	Sullivan,
Anderson,	Dunn,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Durment,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Du Toit,	Hardy,	Poehler,	Thorpe,
Calhoun,	Elwell,	Hinton,	Pugh,	Vail,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Robinson,	White,
Canfield,	Fosseen,	Johnston,	Sageng,	Wilson,
Carpenter,	Glotzbach,	Laybourn,	Schaller,	Witherstine,
Cashman,	Gunderson,	McColl,	Seward,	Works,
Clague,	Gunn,	McGowan,	Smith,	Wright,
Cooke,				

Messrs. Coller, Pauley excused.

Quorum present.

## PETITIONS AND COMMUNICATIONS.

Mr. Sageng offered—

A petition relating to the killing of prairie chickens for the next two years, from citizens of Otter Tail county,

Which was referred to the Committee on Game and Fish Laws.

Mr. Sageng offered—

A petition relating to peddlers' or vendors' licenses from citizens of Otter Tail county,

Which was referred to the Committee on Judiciary.

Mr. Thorpe offered—

A petition relating to the killing of prairie chickens and quail for a period of two years from citizens of Kandiyohi county,

Which was referred to the Committee on Game and Fish Laws.

On motion of Mr. Fitzpatrick S. F. No. 78 was made a special order for next Tuesday (April 2d), at two o'clock.

Mr. Hackney moved that S. F. No. 295 be made a special order for this afternoon at 2 o'clock.

Mr. Hackney moved a call of the Senate.

The roll being called, the following Senators answered to their names :

Ahmann,	Cooke,	Gunn,	Moonan,	Stephens,
Alderman,	Dale,	Hackney,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hall,	Nelson,	Sundberg,
Bedford,	Dunn,	Hanson, A. L.,	Peterson,	Thorpe,
Briggs,	Durment,	Hanson, H. E.,	Poehler,	Vail,
Calhoun,	Du Toit,	Hardy,	Pugh,	Weis,
Campbell,	Elwell,	Hinton,	Putnam,	White,
Canestorp,	Farrington,	Johnson, C. A.,	Robinson,	Wilson,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Witherstine,
Carpenter,	Fosseen,	Laybourn	Seward,	Works,
Cashman,	Glotsbach,	McColl,	Smith,	Wright,
Clague,	Gunderson,			

Mr. Collier excused.

Mr. Hackney moved that further proceedings under the call be dispensed with.

The question being taken on the motion to suspend further proceedings under the call.

And the roll being called there were yeas 32 and nays 25, as follows :

Those who voted in the affirmative were :

Alderman,	Elwell,	Hall,	McColl,	Stephens,
Calhoun,	Farrington,	Hardy,	Naeseth,	Sullivan,
Campbell,	Fitzpatrick,	Hinton,	Poehler,	Weis,
Cashman,	Fosseen,	Johnson, C. A.,	Pugh,	Wilson,
Dunn,	Glotsbach,	Johnson, V. L.,	Robinson,	Witherstine,
Durment,	Gunn,	Laybourn,	Smith,	Works,
Du Toit,	Hackney,			

Those who voted in the negative were :

Ahmann,	Canfield,	Donaldson,	Nelson,	Swanson,
Anderson,	Carpenter,	Gunderson,	Putnam,	Thorpe,
Bedford,	Clague,	Hanson, A. L.,	Sageng,	Vail,
Briggs,	Cooke,	Hanson, H. E.,	Seward,	White,
Canestorp,	Dale,	Moonan,	Sundberg,	Wright,

So the motion was adopted.

Mr. Clague made the point of order that S. F. No. 295 was improperly before the Senate, because of its being a revenue measure and as such, should originate in the House.

The Chair ruled that the point of order was not well taken, because he would in this way be required to pass upon the constitutionality of the measure.

Mr. Hackney moved the previous question.

And the roll being called there were yeas 32 and nays 25, as follows:

Those who voted in the affirmative were:

Alderman,	Durment	Hackney	Laybourn,	Smith,
Calhoun,	Du Toit,	Hall,	McColl,	Stephens,
Campbell,	Elwell,	Hardy,	McGowan,	Sullivan,
Carpenter,	Farrington,	Hinton,	Poehler,	Weis,
Cashman,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Wilson,
Cooke,	Fosseen,	Johnson, V. L.,	Robinson,	Works,
Dunn,	Gunn,			

Those who voted in the negative were:

Ahmann,	Canfield,	Hanson, A. L.,	Putnam,	Thorpe,
Anderson,	Clague,	Hanson, H. E.,	Sageng,	Vail,
Bedford,	Dale,	Moonan,	Seward,	White,
Briggs,	Donaldson,	Nelson,	Sundberg,	Witherstone,
Canestorp,	Gunderson,	Peterson,	Swanson,	Wright,

So the motion was adopted.

The question being taken on the motion to make S. F. No. 295 a Special Order.

And the roll being called there were yeas 31 and nays 27, as follows:

Those who voted in the affirmative were:

Alderman,	Du Toit,	Hall,	McColl,	Smith,
Calhoun,	Elwell,	Hardy,	McGowan,	Stephens,
Campbell,	Farrington,	Hinton,	Naeaseih,	Sullivan,
Cashman,	Fosseen,	Johnson, C. A.,	Poehler,	Weis,
Cooke,	Gunn,	Johnson, V. L.,	Pugh,	Wilson,
Dunn,	Hackney,	Laybourn,	Robinson,	Works,
Durment,				

Those who voted in the negative were:

Ahmann,	Carpenter,	Hanson, A. L.,	Putnam,	Thorpe,
Anderson,	Clague,	Hanson, H. E.,	Sageng,	Vail,
Bedford,	Dale,	Moonan,	Seward,	White,
Briggs,	Donaldson,	Nelson,	Sundberg,	Witherstone,
Canestorp,	Fitzpatrick,	Peterson,	Swanson,	Wright,
Canfield,	Gunderson,			

So the motion was adopted and S. F. No. 295 was made a Special Order for this (Wednesday) afternoon, at two o'clock.

Mr. Clague moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Moonan,	Sullivan.
Alderman,	Dale,	Hall,	Naeseth,	Sundberg,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Swanson,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Thorpe,
Briggs,	Durment.	Hardy,	Pugh,	Vail,
Calhoun,	Du Toit,	Hinton,	Putnam,	Weis,
Campbell,	Elwell,	Johnson, C. A.,	Robinson,	White,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Sageng,	Wilson,
Canfield,	Fosseen,	Laybourn	Seward,	Witherstine,
Carpenter,	Gunderson,	McColl,	Smith,	Works,
Cashman,	Gunn,	McGowan,	Stephens,	Wright,
Clague,				

Mr. Collier excused.

On motion of Mr. Clague further proceedings under the call were dispensed with.

#### SPECIAL ORDER.

The hour having arrived for the consideration of H. F. No. 2.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 2, A bill for an act regulating the handling of freight in carload lots by railroad companies, shippers and consignees, and equalizing car service and penalties, for the use and detention of cars and failure to furnish cars and transport the same,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 51 and nays 9, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hall,	Naeseth,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Bedford,	Du Toit,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Elwell,	Hinton,	Poehler,	Thorpe,
Campbell,	Farrington,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fosseen,	Johnston,	Sageng,	Wilson,
Carpenter,	Glotsbach,	McColl,	Schaller,	Witherstine,
Cashman,	Gunderson,	McGowan,	Seward,	Works,
Clague,	Hackney,	Moonan,	Stephens,	Wright,
Cooke,				

Those who voted in the negative were :

Alderman, Calhoun,	Durment, Gunn,	Hardy, Laybourn,	Pugh, Smith,	Vail,
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So the bill passed and its title was agreed to.

Mr. Clague moved that the vote whereby H. F. No. 2 was passed be re-considered,

Which motion did not prevail.

On motion of Mr. Calhoun the Senate took a recess until two o'clock.

### AFTERNOON SESSION.

The Senate reconvened at 2 o'clock.

The President in the chair.

### SPECIAL ORDER.

Mr. Moonan moved that the special order as to S. F. No. 295 be postponed until next Monday, April 1st, at 2 o'clock P. M.

And that the Senate do now take up the concurrent resolution offered by Mr. Peterson yesterday, relating to H. F. No. 486.

Mr. Hackney moved a call of the Senate.

The roll being called, the following Senators answered to their names :

Ahmann,	Dale,	Hackney,	Moonan,	Smith,
Alderman,	Donaldson,	Hall,	Naeseth,	Stephens,
Anderson,	Dunn,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Durment,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Du Toit,	Hardy,	Peterson,	Swanson,
Calhoun,	Elwell,	Hinton,	Poehler,	Thorpe,
Campbell,	Farrington,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Weis,
Canfield,	Fosseen,	Johnston,	Robinson,	White,
Carpenter,	Glotzbach,	Laybourn,	Sageng,	Wilson,
Clague,	Gunderson,	McColl,	Schaller,	Witherstine,
Cooke,	Gunn,	McGowan,	Seward,	Wright,

On motion of Mr. Sullivan, further proceedings under the call were dispensed with.

The question being taken on the motion to continue the special order,

And the roll being called there were yeas 28 and nays 31, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Hanson, A. L.,	Putnam,	Swanson,
Anderson,	Dale,	Hanson, H. E.,	Sageng,	Thorpe,
Bedford,	Donaldson,	Moonan,	Schaller,	White,
Briggs,	Fitzpatrick,	Naeseth,	Seward,	Witherstine.
Canestorp,	Gunderson,	Nelson,	Sundberg,	Wright,
Canfield,	Gunn,	Peterson,		

Those who voted in the negative were:

Alderman,	Elwell,	Hardy,	McGowan,	Stephens,
Calhoun,	Farrington,	Hinton,	Pauly,	Sullivan.
Campbell,	Fosseen,	Johnson, C. A.,	Poehler,	Vail,
Carpenter,	Glotzbach,	Johnston,	Pugh,	Weis,
Dunn,	Hackney,	Laybourn,	Robinson,	Wilson,
Durment,	Hall,	McColl,	Smith,	Works,
Du Toit,				

So the motion did not prevail.

Mr. Fosseen offered the following amendment and moved its adoption:

Amend S. F. No. 295, by striking out all of Section 15 and substitute the following:

"Section 15. The Board of Managers of the State Agricultural Society, for the purpose of this act, shall, upon the passage of the act, and before any official action is taken by said Board of Managers, be required to give bond to the State of Minnesota for the faithful performance of their duties as such Board of Managers, pursuant to the provisions of this act, in the sum of one hundred thousand dollars, with sufficient surety; such bond and surety to be approved by the Governor and Attorney General of the State of Minnesota; and the governor of the State of Minnesota is authorized and empowered at any time to remove and discharge from said Board of Managers of the State Agricultural Society any member thereof for cause."

Further amend by adding a new section to be known as Section 16, which shall read as follows:

"Section 16. This act shall take effect and be in force from and after its passage."

Adopted.

Mr. Nelson offered the following amendment:

Amend S. F. No. 295 by adding thereto after Section 14 thereof, a further and additional section to be known as Section 14(a), as follows: "Section 14a. That during the holding of said exposition all saloons, breweries and places where intoxicating liquors are sold at retail shall be securely closed on each Sunday, and after the hour of 11 o'clock P. M. on each week day in the counties of Hennepin and Ramsey in this State."

Mr. Putnam moved that the special order be continued until next Wednesday, April 3d, at 2 o'clock.

Mr. Hackney moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hail,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy	Peterson,	Swanson,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	White,
Canfield,	Fosseen,	Laybourn,	Sageng,	Wilson,
Carpenter,	Glotzbach,	McColl,	Schaller,	Witherstine,
Cashman,	Gunderson,	McGowan,	Seward,	Works,
Clague,	Gunn,	Moonan,	Smith,	Wright,
Cooke,	Hackney,			

Mr. Collier excused.

On motion of Mr. Hackney, further proceedings under the call were dispensed with.

The question being taken on the adoption of the motion to continue the special order,

And the roll being called, there were yeas 25 and nays 36, as follows:

Those who voted in the affirmative were

Ahmann,	Canfield,	Gunderson,	Nelson,	Sundberg,
Anderson,	Clague,	Hanson, A. L.,	Putnam,	Swanson,
Bedford,	Dale,	Hanson, H. E.,	Sageng,	Thorpe,
Briggs,	Donaldson,	Moonan,	Schaller,	White,
Canestorp,	Fitzpatrick,	Naeseth,	Seward,	Wright,

Those who voted in the negative were:

Alderman,	Du Toit,	Hall,	McGowan,	Stephens,
Calhoun,	Elwell,	Hardy,	Pauly,	Sullivan,
Campbell,	Farrington,	Hinton,	Peterson,	Vail,
Carpenter,	Fosseen,	Johnson, C. A.,	Poehler,	Weis,
Cashman,	Glotzbach,	Johnston,	Pugh,	Wilson,
Cooke,	Gunn,	Laybourn,	Robinson,	Witherstine,
Dunn,	Hackney,	McColl,	Smith,	Works,
Durment.				

So the motion did not prevail.

The question being taken on the adoption of the amendment offered by Mr. Nelson,

And the roll being called, there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson,	Clague,	Hanson, H. E.,	Nelson,	Sundberg,
Bedford,	Dale,	Hinton,	Peterson,	Thorpe,
Briggs,	Donaldson,	Johnson, V. L.,	Putnam,	White,
Canestorp,	Gunderson,	Moonan,	Sageng,	Witherstine,
Canfield,	Hanson, A. L.,	Naeseth,	Seward,	Wright,
Cashman,				

Those who voted in the negative were:

Ahmann,	Durment.	Gunn,	McGowan,	Stephens,
Alderman,	Du Toit,	Hackney.	Pauly,	Sullivan,
Calhoun,	Elwell,	Hall,	Poehler,	Swanson,
Campbell,	Farrington,	Hardy.	Pugh,	Vail,
Carpenter,	Fitzpatrick,	Johnston,	Robinson,	Weis,
Cooke,	Fosseen,	Laybourn,	Schaller,	Wilson,
Dunn,	Glotzbach,	McColl,	Smith,	Works,

So the amendment was not adopted.

Mr. Dale offered the following amendment:

Amend S. F. No. 295 by inserting at the beginning of Sec. 12 of the printed bill the following words:

"On condition that the City of St. Paul and the City of Minneapolis each donate to the Board of Managers of the State Agricultural Society one hundred twenty-five thousand dollars for the purpose of celebrating the fiftieth anniversary of the admission of Minnesota to the Union by an exposition to be held upon the State Fair Grounds in 1908."

Also by striking out in line two of Sec. 12 the words "one million" and insert in lieu thereof the words "three-fourths of one million."

Also by striking out in line one of Sec. 13 the words "one million" and inserting in lieu thereof the words "three-fourths of one million."

The question being taken on the adoption of the amendment offered by Mr. Dale,

And the roll being called, there were yeas 27 and nays 33, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Hanson, A. L.,	Peterson,	Swanson,
Anderson,	Cashman,	Hanson, H. E.,	Putnam,	Thorpe,
Bedford,	Clague,	Johnson, V. L.,	Sageng,	White,
Briggs,	Dale,	Moonan,	Seward,	Witherstine,
Canestorp,	Donaldson,	Naeseth,	Sundberg,	Wright,
Canfield,	Gunderson,			

Those who voted in the negative were:

Alderman,	Elwell,	Hardy,	Pauly,	Stephens,
Calhoun,	Fitzpatrick,	Hinton,	Poehler,	Sullivan,
Campbell,	Fosseen,	Johnson, C. A.,	Pugh,	Vail,
Cooke,	Glotsbach,	Johnston,	Robinson,	Weis,
Dunn,	Gunn,	Laybourn,	Schaller,	Wilson,
Durment,	Hackney,	McColl,	Smith,	Works,
Du Toit,	Hall,	McGowan,		

So the amendment was not adopted.

Mr. Wright moved that the Senate do now adjourn.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 16 and nays 40, as follows:

Those who voted in the affirmative were:

Anderson,	Gunderson,	Naeseth,	Schaller,	Thorpe,
Briggs,	Hanson, A. L.,	Putnam,	Seward,	White,
Canestorp,	Moonan,	Sageng,	Sundberg,	Wright,
Canfield,				

Those who voted in the negative were:

Ahmann,	Cooke,	Glotsbach,	Johnson, V. L.,	Smith,
Alderman,	Donaldson,	Gunn,	Johnston,	Sullivan,
Bedford,	Dunn,	Hackney,	Laybourn,	Swanson,
Calhoun,	Durment,	Hall,	McColl,	Vail,
Campbell,	Du Toit,	Hanson, H. E.,	McGowan,	Weis,
Carpenter,	Elwell,	Hardy,	Poehler,	Wilson,
Cashman,	Farrington,	Hinton,	Pugh,	Witherstine,
Clague,	Fitzpatrick,	Johnson, C. A.,	Robinson,	Works,

So the motion did not prevail.

## THIRD READING OF SENATE BILLS.

S. F. No. 295, A bill for an act to provide for the expanding of the State Fair of 1908 into an exposition upon the State Fair Grounds, in commemoration of the fiftieth anniversary of the admission of Minnesota to the Union, and appropriating money therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 31 and nays 30, as follows :

Those who voted in the affirmative were :

Alderman,	Elwell,	Hall,	McGowan,	Stephens,
Calhoun,	Farrington,	Hardy,	Pauly,	Sullivan,
Campbell,	Fosseen,	Hinton,	Poehler,	Vail,
Cooke,	Glotzbach,	Johnson, C. A.,	Pugh,	Weis,
Dunn,	Gunn,	Laybourn	Robinson,	Wilson,
Durment,	Hackney,	McColl,	Smith,	Works,
Du Toit,				

Those who voted in the negative were :

Ahmann,	Carpenter,	Hanson, A. L.,	Nelson,	Sundberg,
Anderson,	Clague,	Hanson, H. E.,	Peterson,	Swanson,
Bedford,	Dale,	Johnson, V. L.,	Putnam,	Thorpe,
Briggs,	Donaldson,	Johnston,	Sageng,	White,
Canestorp,	Fitzpatrick,	Moonan,	Schaller,	Witherstone,
Canfield,	Gunderson,	Naeseth,	Seward,	Wright,

So the bill did not pass.

## MESSAGE FROM THE HOUSE.

The following message was received from the House :

Mr. President: I have the honor to announce the passage by the House of the following House Files, herewith transmitted :

H. F. No. 542, A bill for an act to amend Sections 2314, 2315, 2316 and 2319 of Chapter 35, of the Revised Laws of the State of Minnesota, for the year 1905, relating to dentists.

H. F. No. 561, A bill for an act to provide for the taxation of mortgages of real property.

H. F. No. 728, A bill for an act to encourage education in agricultural and domestic science by providing for the establishment and maintenance of county schools of agriculture and domes-

tic economy for the certification of graduates of such schools and making appropriations for such schools.

H. F. No. 814, A bill for an act providing a method for the foreclosure of mortgages by advertisement in addition to the method provided in Chapter 83, Revised Laws 1905.

H. F. No. 836, A bill for an act to provide for the discharge of judgements against persons discharged under the United States bankrupt law.

Also the passage by the House of the following Senate file, herewith returned:

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota and to accept donations to acquire site for the same and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said University.

Also that the House has concurred in the Senate amendments to H. F. No. 115 and H. F. No. 180 and re-passed the same as amended.

Also the passage by the House of the following House File herewith transmitted:

H. F. No. 984, A bill for an act regulating appointments, employment and removals in public departments, and upon public works in the State of Minnesota, and the counties, cities and towns thereof, relating to state, judicial, county, township, city and town officers.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Canestorp, the Senate adjourned until 10 o'clock to-morrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-FOURTH DAY.

ST. PAUL, THURSDAY, March 28, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names :

Ahmann,	Dale,	Hall,	Naeseth,	Stephens,
Alderman,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Anderson,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Bedford,	Durment,	Hardy,	Peterson,	Swanson,
Briggs,	Du Toit,	Hinton,	Poehler,	Thorpe,
Calhoun,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Campbell,	Farrington,	Johnson, V. L.,	Putnam,	Weis,
Canestorp,	Fitzpatrick,	Johnston,	Robinson,	White,
Canfield,	Fosseen,	Laybourn,	Sageng,	Wilson,
Carpenter,	Glotzbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Coller,	Gunn,	Moonan,	Smith,	Wright,
Cooke,	Hackney,	.		

Quorum present.

Mr. Cashman was excused.

Mr. Works offered—

A petition relating to the passage of S. F. No. 458, known as the Anti-Discrimination Law, from citizens of Blue Earth county,

Which was referred to the Committee on Illuminating Oils.

Mr. Peterson moved that the Senate concur in the following House concurrent resolution :

WHEREAS, A Committee on Conference, consisting of five members of the House and five members of the Senate, has been appointed to adjust the differences between the two Houses as to H. F. No. 486, being a bill for an act to fix the maximum rate of charge for carrying passengers over any railroad in the State of Minnesota and to prescribe penalties for the violation thereof, known as the Two-Cent Fare Bill, and

WHEREAS, The fixing of a maximum rate for the transportation of passengers on all railroads in this State necessarily involves a consideration of the reduction of freight rates heretofore made by the Railroad and Warehouse Commission; and

WHEREAS, There is now pending in the state courts and in the United States courts of this state, between the State of Minnesota and the various railroad companies of this State, twenty separate actions to determine whether or not the said freight rates, as reduced by the Railroad and Warehouse Commission are confiscatory; and

WHEREAS, Even with the utmost effort, it will require several years before the issues joined in said actions will be fully determined, and before said freight rates can be put into effect, if sustained by said courts, all resulting in a very large financial loss to the people of this State; therefore be it

*Resolved*, By the House, the Senate concurring, that said committee on conference be, and the same hereby is, instructed and directed to confer, advise, and consult with the Governor, the Railroad and Warehouse Commissioners, and the Attorney General, and together with said officers, consider such offer or offers as the various railroad companies of the State may submit in the premises looking towards an adjustment of all said matters, and to report their findings, conclusions and recommendations to both bodies of the Legislature at the earliest possible date, not later than April 2, 1907.

Mr. Moonan moved as a substitute that the resolution be indefinitely postponed.

Mr. Peterson moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Dale,	Hanson, H. E.,	Pauly,	Sullivan,
Alderman,	Donaldson,	Hardy,	Peterson,	Sundberg,
Anderson,	Durment,	Hinton,	Poehler,	Swanson,
Bedford,	Du Toit,	Johnson, C. A.,	Pugh,	Thorpe,
Briggs,	Elwell,	Johnston,	Putnam,	Vail,
Calhoun,	Fitzpatrick,	Laybourn,	Robinson,	Weis,
Campbell,	Glotsbach,	McColl,	Sageng,	White,
Canestorp,	Gunderson,	McGowan,	Schaller,	Wilson,
Canfield,	Gunn,	Moonan,	Seward,	Witnerstine
Clague,	Hackney,	Naeseth,	Smith,	Works,
Coller,	Hall,	Nelson,	Stephens,	Wright,
Cooke,	Hanson, A. L.,			

On motion of Mr. Peterson further proceedings under the call were dispensed with.

The question being taken on the substitute motion,

And the roll being called there were yeas 14 and nays 47, as follows:

Those who voted in the affirmative were:

Ahmann,	Fitzpatrick,	Moonan,	Schaller,	White,
Anderson,	Hanson, A. L.,	Robinson,	Seward,	Wright,
Du Toit,	Hinton,	Sageng,	Weis,	

Those who voted in the negative were:

Alderman,	Cooke,	Hackney,	McGowan,	Stephens,
Bedford,	Dale,	Hall,	Naeseth,	Sullivan,
Briggs,	Donaldson,	Hanson, H. E.,	Nelson,	Sundberg,
Calhoun,	Dunn,	Hardy,	Pauly,	Swanson,
Campbell,	Durment,	Johnson, C. A.,	Peterson,	Thorpe,
Canestorp,	Elwell,	Johnson, V. L.,	Poehler,	Vail,
Canfield,	Fosseen,	Johnston,	Pugh,	Wilson,
Carpenter,	Glotsbach,	Laybourn,	Putnam,	Witherstine,
Clague,	Gunderson,	McColl,	Smith,	Works,
Coller,	Gunn,			

So the substitute motion did not prevail.

Mr. Moonan offered the following amendment, and moved its adoption:

Amend the resolution introduced by adding thereto at the end thereof:

“And resolved further, that said Conference Committee be and it hereby is instructed and directed to advise said railroad companies that no proposition for settlement or adjustment of such controversies will be accepted by this Legislature which does not include as a part thereof the fixing of the maximum rate of charge for carrying passengers in the State of Minnesota at 2 cents per mile.”

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 9 and nays 50, as follows:

Those who voted in the affirmative were:

Ahmann,	Hinton,	Sageng,	Seward,	Wright,
Glotsbach,	Moonan,	Schaller,	Weis,	

Those who voted in the negative were:

Alderman,	Dale,	Hackney,	McGowan,	Stephens,
Bedford,	Donaldson,	Hall,	Naeseth,	Sullivan
Briggs,	Dunn,	Hanson, A. L.,	Nelson,	Sundberg,
Calhoun,	Durment,	Hanson, H. E.,	Pauly,	Swanson,
Campbell,	Du Toit,	Hardy,	Peterson,	Thorpe,
Canestorp,	Elwelt,	Johnson, C. A.,	Poehler,	Vail,
Canfield,	Fitzpatrick,	Johnson, V. L.,	Pugh,	White,
Carpenter,	Fosseen,	Johnston,	Putnam,	Wilson,
Clague,	Gunderson,	Laybourn,	Robinson,	Witherstine,
Collier,	Gunn,	McColl,	Smith,	Works,

So the amendment was not adopted.

Mr. Sageng offered the followed amendment:

WHEREAS, The various railroads of this state have made overture to said Conference Committee looking to a settlement and adjustment of all controversies with reference to both passenger and freight rates now existing in this state.

The question being taken on the adoption of the amendment,

And the roll being called there were yeas 2 and nays 49, as follows:

Those who voted in the affirmative were:

Moonan,            Sageng,

Those who voted in the negative were:

Ahmann,	Collier,	Gunderson,	McColl,	Smith,
Alderman,	Dale,	Gunn,	McGowan,	Sullivan,
Bedford,	Donaldson,	Hackney,	Naeseth,	Sundberg,
Briggs,	Dunn,	Hall,	Nelson,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Peterson,	Weis,
Campbell,	Du Toit,	Hardy,	Poehler,	White
Canestorp,	Elwell,	Hinton,	Pugh,	Wilson,
Canfield,	Fitzpatrick,	Johnson, C. A.,	Putnam,	Witherstine,
Carpenter,	Fosseen,	Johnson, V. L.,	Robinson,	Works,
Clague,	Glotsbach,	Laybourn,	Seward,	

So the amendment was not adopted.

The question being taken on the adoption of the House concurrent resolution,

And the roll being called there were yeas 48 and nays 12, as follows:

Those who voted in the affirmative were :

Alderman,	Cooke,	Hackney,	McGowan,	Stephens,
Bedford,	Dale,	Hall,	Naeseth,	Sullivan,
Briggs,	Donaldson,	Hanson, H. E.,	Nelson,	Sundberg,
Calhoun,	Dunn,	Hardy,	Peterson,	Swanson,
Campbell,	Durment,	Hinton,	Poehler,	Thorpe,
Canestorp,	Du Toit,	Johnson, C. A.,	Pugh,	Vail,
Canfield,	Elwell,	Johnson, V. L.,	Putnam,	Wilson,
Carpenter,	Fosseen,	Johnston,	Schaller,	Witherstine,
Clague,	Gunderson,	Laybourn,	Smith,	Works,
Coller,	Gunn,	McColl,		

Those who voted in the negative were :

Ahmann,	Fitzpatrick,	Robinson,	Seward,	White,
Anderson,	Glottzbach,	Sageng,	Weis,	Wright,
Farrington,	Moonan,			

So the resolution was adopted.

#### MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following joint resolution, in which the concurrence of the Senate is requested :

WHEREAS, The State of Minnesota has in its magnificent Capitol the finest State House and one of the most notable public buildings in the United States, the same being in point of artistic and architectural merit, and from the standpoint of utility, without a superior in the Nation, and

WHEREAS, The said building is the product of nearly fourteen years of patient, thoughtful and conscientious attention and labor on the part of the Board of State Capitol Commissioners, the same having been free from all taint of scandal and suspicion and now drawing to a most successful and honorable close, and

WHEREAS, The State of Minnesota is under a debt of gratitude to those of its citizens who have so faithfully and honestly served it as State Capitol Commissioners, their names being as follows: Channing Seabury, E. E. Corliss, John De Laittre, George A. Du Toit, Edgar Weaver, C. H. Graves (resigned), Daniel Shell (resigned), James McHench (deceased), Henry W. Lamberton, Sr., (deceased), John Ludwig (deceased), and Henry M. Lamberton, Jr.; now, therefore, be it

*Resolved*, By the House of Representatives, the Senate concurring, that the thanks of the Legislature of the State of Minnesota

be and the same are hereby extended to the said Board of State Capitol Commissioners for their faithful and efficient work and constant and diligent attention to their duty, and that we hereby express to them the appreciation felt by the people of the State of Minnesota for the great work they have so successfully accomplished in the completion of the magnificent building, beneath whose marble dome and amidst whose treasures of art and architecture, it is now our good fortune to sit, and which will stand to posterity not only as a monument, to the greatness of the "North Star State," but also as a testimonial to the devotion to duty and efficiency in the public service of those of its citizens who have so faithfully served it as members of said Board of State Capitol Commissioners.

Let a copy of this resolution be sent to each of the living members of the said Commission, and to the widow or heirs of the deceased members thereof.

Also the passage by the House of the following House File, herewith transmitted :

H. F. No. 720, A bill for an act to authorize the appointment and prescribe the qualifications and compensation of three assistant building inspectors, to-wit: An inspector of masonry; an inspector of brick laying; an inspector of carpentry, in addition to the present force in the department of public works and under the commissioner of public works in the City of St. Paul, County of Ramsey.

Also the passage by the House of the following Senate File herewith returned :

S. F. No. 526, A bill for an act to establish a state hospital for indigent, crippled and deformed children, etc.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

On motion of Mr. Durment the Senate concurred in the above House resolution relating to the Board of State Capitol Commissioners.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted :

H. F. No. 223, A bill for an act prescribing a uniform method of handling grain in public local warehouses, prohibiting irregular

practices in the buying and selling of grain and prescribing penalties therefor.

H. F. No. 429, A bill for an act to amend sections 1836 and 1837 of chapter 24, Revised Laws, 1905.

H. F. No. 434, A bill for an act to protect the public health and health of domestic animals by providing for the inspection of live stock imported into the State of Minnesota, for breeding, dairy, work or feeding purposes.

H. F. No. 472, A bill for an act to amend sections 700, 701 and 704 of the Revised Laws of 1905, relating to the incorporation of villages.

H. F. No. 524, A bill for an act to amend section three thousand six hundred and thirty-seven of the Revised Laws of the State of Minnesota for the year 1905, relating to the salaries and clerk hire of the Judges of Probate.

H. F. No. 646, A bill for an act entitled an act to authorize any city in the State of Minnesota now or hereafter having a population of over fifty thousand inhabitants to provide necessary funds for the support and maintenance of its police department, and fix the maximum expenditure each year therefor.

Also the passage by the House of the following Senate Files, herewith returned:

S. F. No. 41, A bill for an act to amend section one thousand three hundred twenty-eight (1328) of the Revised Laws of one thousand nine hundred five (1905), relating to school district treasurers' bonds.

S. F. No. 52, A bill for an act to prevent the use of language intending or naturally tending to provoke an assault or any breach of the peace.

S. F. No. 168, A bill for an act to amend section three thousand one hundred two (3102), Revised Laws one thousand nine hundred five (1905), relating to the organization of corporations other than those for pecuniary profit.

S. F. No. 453, A bill for an act to provide for punishment of persons responsible for or contributing to the delinquency, dependency

or neglect of children under the age of seventeen years and giving to the Juvenile Courts concurrent jurisdiction over such offenses.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Canestorp moved that when the Senate adjourn it adjourn until Monday, April 1, at 2 o'clock, ,

Which motion prevailed.

On motion of Mr. Dunn the Senate concurred in the House amendment to S. F. No. 526.

The question being taken on the repassage of the bill, ,

And the roll being called there were yeas 38 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Glotsbach,	Peterson,	Stephens,
Alderman,	Donaldson,	Gunderson,	Poehler,	Sullivan,
Anderson,	Dunn,	Hall,	Pugh,	Swanson,
Bedford,	Durment,	Hinton,	Putnam,	Thorpe,
Briggs,	Elwell,	Johnson, C. A.,	Robinson,	Wilson,
Campbell,	Farrington,	Laybourn,	Sageng,	Witherstone,
Canestorp,	Fitzpatrick,	Naeseth,	Schaller,	Wright,
Canfield,	Fosseen,	Pauly,	Smith,	

Mr. Hanson, A. L., voted in the negative.

- So the bill repassed and its title was agreed to.

On motion of Mr. Robinson S. F. No. 463 was referred to the Committee on Dairy Products and Live Stock without losing its place on General Orders.

On motion of Mr. Nelson, H. F. No. 926 was recalled from the Committee on Towns and Counties.

Mr. Nelson moved—

That the rules be suspended and that

H. F. No. 926, A bill for an act to fix the salary of the Judge of Probate in counties exceeding twenty-seven thousand (27,000) population, wherein the salary of the Judge of Probate is arbitrarily fixed at one thousand two hundred (1200) dollars or less per annum, and where there are no provisions for probate clerk hire,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 926

Was read the second time.

H. F. No. 926, A bill for an act to fix the salary of the Judge of Probate in counties exceeding twenty-seven thousand (27,000) population, wherein the salary of the Judge of Probate is arbitrarily fixed at one thousand two hundred (1200) dollars or less per annum, and where there are no provisions for probate clerk hire.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Hanson, A. L.,	Moonan,	Schaller,
Anderson,	Coller,	Hanson, H. E.,	Naeseeth,	Smith,
Bedford,	Dale,	Hardy	Nelson,	Sullivan,
Briggs,	Donaldson,	Hinton,	Pauly,	Sundberg,
Calhoun,	Dunn,	Johnson, C. A.,	Peterson,	Wilson,
Campbell,	Elwell,	Johnson, V. L.,	Pugh,	Witherstine,
Canestorp,	Fosseen,	Johnston,	Putnam,	Wright,
Canfield,	Gunn,	McColl,	Sageng,	

So the bill passed and its title was agreed to.

#### INTRODUCTION OF BILLS.

Mr. Nelson introduced—

S. F. No. 759, A bill for an act to authorize the creation of water, light, power and building commissions in all cities and villages having a population less than ten thousand (10,000) in the State of Minnesota,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. McGowan introduced—

S. F. No. 760, A bill for an act to amend section one thousand five hundred thirty-nine (1539), Revised Laws one thousand nine hundred five (1905), relating to the use of license money for public improvements,

Which was read the first time and referred to the Hennepin Delegation.

Mr. Elwell introduced—

S. F. No. 761, A bill for an act to amend section one thousand four hundred seventy (1470) of chapter fourteen (14), Revised Laws of Minnesota one thousand nine hundred five (1905), relating to the Board of Regents of the University of Minnesota.

Which was read the first time and referred to the Committee on University and University Lands.

Mr. Elwell moved—

That the rules be suspended and that

S. F. No. 761, A bill for an act to amend section one thousand four hundred seventy (1470) of chapter fourteen (14), Revised Laws of Minnesota one thousand nine hundred five (1905), relating to the Board of Regents of the University of Minnesota,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 761

Was read the second time.

S. F. No. 761, A bill for an act to amend section one thousand four hundred seventy (1470) of chapter fourteen (14), Revised Laws of Minnesota one thousand nine hundred five (1905), relating to the Board of Regents of the University of Minnesota,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hackney,	Johnston,	Stephens,
Anderson,	Donaldson,	Hall,	Laybourn,	Sullivan,
Bedford,	Dunn,	Hanson, A. L.,	Naeseth,	Sundberg,
Briggs,	Elwell,	Hanson, H. E.,	Nelson,	Swanson,
Calhoun,	Farrington,	Hardy,	Pauly,	Thorpe,
Campbell,	Fosseen,	Johnson, C. A.,	Pugh,	Wilson,
Canestorp,	Gunderson,	Johnson, V. L.,	Sageng,	Witherstine,
Canfield,	Gunn,			

So the bill passed and its title was agreed to.

Mr. McColl introduced—

S. F. No. 762, A bill for an act entitled "An act to authorize cities in the State of Minnesota now or hereafter having a population of over fifty thousand (50,000) inhabitants, to issue and sell bonds for the purpose of aiding in the construction of buildings to be used for central police stations,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Fosseen (by request), introduced—

S. F. No. 763, A bill for an act to prevent United States rural free delivery mail carriers from being elected to or holding any office in any township or village in this state.

Which was read the first time and referred to the Committee on Elections.

Mr. Fosseen (by request) introduced—

S. F. No. 764, A bill for an act to validate and confirm certain village corporations,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson (by request) introduced—

S. F. No. 765, A bill for an act to provide for the discharge of judgments against persons discharged under the United States Bankruptcy Law,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wilson (by request) introduced—

S. F. No. 766, A bill for an act to amend sections three thousand six hundred forty (3640), three thousand six hundred fifty-four (3654), three thousand six hundred fifty-seven (3657), three thousand seven hundred twenty-seven (3727), three thousand eight hundred thirty-two (3832) of chapter seventy-four (74) of the Revised Laws of one thousand nine hundred five (1905), relating to Probate Court and the practice therein,

Which was read the first time and referred to the Committee on Judiciary.

The Forestry and Fire Protection Committee introduced—

S. F. No. 767, A bill for an act to amend section two thousand five hundred eight (2508) of the Revised Laws of Minnesota one thousand nine hundred five (1905), relating to forest reserves fund, expenses of the State Forestry Board and to appropriate money therefor,

Which was read the first time.

Mr. Schaller moved—

That the rules be suspended and that

S. F. No. 767, A bill for an act to amend section two thousand five hundred eight (2508) of the Revised Laws of Minnesota one thousand nine hundred five (1905), relating to forest reserves fund, expenses of the State Forestry Board and to appropriate money therefor,

Be read the second time and put upon General Orders,

Which motion prevailed.

Mr. Sunberg introduced—

S. F. No. 768, A bill for an act to appropriate money to aid in building a bridge across the Two Rivers at a designated point in section thirteen (13), township one hundred sixty-one (161) north, range forty-nine (49) west, near the Village of Hallock in Kittson county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Sundberg introduced—

S. F. No. 769, A bill for an act to appropriate a sum of money to the Farmers' Club of Minnesota,

Which was read the first time and referred to the Committee on Finance.

Mr. Johnson, C. A., introduced—

S. F. No. 770, A bill for an act relating to the care of dead bodies,

Which was read the first time and referred to the Committee on Public Health and Pure Food.

Mr. Wright introduced—

S. F. No. 771, A bill for an act to amend chapter one hundred sixty-three of the General Laws of one thousand nine hundred five (1905), providing for the appointment of a State Highway Commission and defining its powers and duties and providing for the construction and repair of public highways by extending state aid for that purpose to the several counties therein and the levying of a tax therefor,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Robinson introduced—

S. F. No. 772, A bill for an act to appropriate money to aid in the construction of a bridge across the creek on section five (5), township thirty-six (36), range twenty-eight (28) in the County of Benton, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Alderman introduced—

S. F. No. 773, A bill for an act to amend section two thousand eight hundred ninety-five (2895) of the Revised Laws one thousand nine hundred five (1905), prohibiting the consolidation of competing lines of railroad,

Which was read the first time and referred to the Committee on Railroads.

Mr. Pauley introduced—

S. F. No. 774, A bill for an act entitled, "An act to authorize and empower the city council or common council of cities in this state of over fifty thousand (50,000) inhabitants to issue and sell municipal bonds and to use the proceeds thereof for defraying the cost of making certain local improvements in advance of the special assessment levied therefor and to provide for ascertaining, reporting and supplying any impairment or depletion of the fund into which the proceeds of said bonds come,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Sullivan introduced—

S. F. No. 775, A bill for an act relating to fees of Surveyor Generals of Logs and Lumber in districts wherein logs or lumber is received from the State of Minnesota, and any other state, intermingled and separate therein,

Which was read the first time and referred to the Committee on Logs and Lumber.

Mr. Nelson introduced—

S. F. No. 776, A bill for an act to legalize certain corporations,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Nelson introduced—

S. F. No. 777, A bill for an act to authorize the Board of Control to select certain lands to be set apart, and hereafter used by the State of Minnesota as a site for state institutions and to appropriate the necessary money therefor,

Which was read the first time and referred to the Committee on Finance.

Mr. Nelson introduced—

S. F. No. 778, A bill for an act to provide for the killing of rattlesnakes and for an appropriation therefor,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Nelson introduced—

S. F. No. 779, A bill for an act to amend section eight hundred three (803) of the Revised Laws one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Pauley introduced—

S. F. No. 780, A bill for an act entitled an act to authorize and empower the city council or common council of cities in this state of over fifty thousand (50,000) inhabitants to issue and sell munic-

ipal bonds and to use the proceeds thereof for defraying the cost of making certain local improvements in intersections of streets and in front of property exempt by law from special assessments,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Thorpe introduced—

S. F. No. 781, A bill for an act to amend section eight hundred twenty-four (824), Revised Laws one thousand nine hundred five (1905), relating to the taxation of grain in elevators,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Bedford introduced—

S. F. No. 782, A bill for an act to amend section two thousand eight hundred seventy-three (2873) of chapter fifty-eight (58) of the Revised Laws of one thousand nine hundred five (1905), relating to fees for filing certificates of incorporation,

Which was read the first time and referred to the Committee on Corporations.

The Ramsey County Delegation introduced—

S. F. No. 783, A bill for an act entitled an act to authorize cities now or hereafter having a population of over fifty thousand (50,000) inhabitants to issue and sell bonds to aid in defraying the expenses of acquiring lands for one or more streets not exceeding two hundred (200) feet in width leading to state buildings or state institutions in such cities,

Which was read the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Durment (by request) introduced—

S. F. No. 784, A bill for an act to appropriate money for the repair of that certain building situate at the intersection of Wabasha and Tenth streets in the City of St. Paul, and commonly known as the "Old State Capitol" and to provide for the expenditure thereof,

Which was read the first time and referred to the Committee on Public Buildings.

Mr. Ahmann introduced—

S. F. No. 785, A bill for an act to appropriate money to aid in grading a county road in the Towns of Munson and Collegeville, Stearns county, Minnesota, known as the Richmond-Avon County

Mr. Durment (by request) introduced—

S. F. No. 786, A bill for an act entitled "An act to amend section five thousand four hundred sixty-seven (5467) of the Revised Laws of the State of Minnesota for the year one thousand nine hundred five (1905), relating to officers appointed by the sheriff,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Weis introduced—

S. F. No. 787, A bill for an act to appropriate one thousand (\$1000) dollars for the purpose of building a bridge across the Cannon River in the Township of Waterville in the County of Le Sueur, State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Hanson, H. E., introduced—

S. F. No. 788, A bill for an act to amend section two thousand seven hundred twelve (2712) of the Revised Laws of one thousand nine hundred five (1905), relating to the salary of grand and petit jurors,

Which was read the first time and referred to the Committee on General Legislation.

#### REPORTS OF COMMITTEES.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 740, A bill for an act to amend section two thousand three hundred thirty (2330), Revised Laws one thousand nine hundred five (1905), relating to the qualifications entitling pharmacists to registration,

Reports the same back with the recommendation that the bill be amended as follows:

In line 12 of section 1 thereof, strike out the words and figures "five (5)" and insert in lieu thereof the word "ten."

In line 13 of section 1 of said bill, strike out the word "ten" and insert in lieu thereof the word "fifteen."

In line 15 of section 1 thereof, strike out the word "shall" and in lieu thereof insert the following words, "and who has been a bona fide resident of this state for the year last past, may."

In line 19 of section 1 of said bill strike out the words and figures "thirty (30)" and in lieu thereof insert the word "ten."

And that when so amended the bill do pass.

Adopted.

Mr. Alderman moved—

That the rules be suspended and that

S. F. No. 740, A bill for an act to amend section two thousand three hundred thirty (2330), Revised Laws one thousand nine hundred five (1905), relating to the qualifications entitling pharmacists to registration,

Be read the second and third times and put upon its final passage,

Which motion prevailed.

S. F. No. 740

Was read the second time.

S. F. No. 740, A bill for an act to amend section two thousand three hundred thirty (2330), Revised Laws one thousand nine hundred five (1905), relating to the qualifications entitling pharmacists to registration,

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Elwell,	Johnson, V. L.,	Sageng,	Thorpe,
Alderman,	Fitzpatrick,	Laybourn.	Seward,	Weis,
Bedford,	Gunderson,	McColl,	Smith,	White,
Campbell,	Gunn,	McGowan,	Stephens,	Wilson,
Canfield,	Hall,	Moonan,	Sullivan,	Witherstine,
Clague,	Hanson, A. L.,	Naeseth,	Sundberg,	Works,
Coller,	Hardy,	Putnam,	Swanson,	Wright,
Durment,	Johnson, C. A.,	Robinson,		

So the bill passed and its title was agreed to.

#### REPORTS OF STANDING COMMITTEES.

Mr. Johnson, from the Committee on Hospitals for Insane, to which was referred—

H. F. No. 834,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Johnson, from the Committee on Hospitals for Insane, to which was referred—

S. F. No. 612, A bill for an act to provide for the partial support of inmates of state hospitals for the insane.

Reports the same back with the recommendation that the same be indefinitely postponed..

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouse, to which was referred—

S. F. No. 664, A bill for an act to amend section two thousand forty-nine of the Revised Laws of one thousand nine hundred five (1905), relating to storage and shipment of grain,

Reports the same back with the recommendation that the bill be amended as follows:

Amend section 1, line 35, by inserting after the words "By .....,," the words "Stub Record."

Reports the same back with the recommendation that when so amended the bill do pass.

Adopted.

Mr. Thorpe, from the Committee on Grain and Warehouses, to which was referred—

S. F. No. 710, A bill for an act to amend section two thousand eighty-seven (2087) of the Revised Laws of one thousand nine hundred five (1905), relating to storage and shipment of grain,

Reports the same back with the recommendation that the same be amended as follows :

Amend section 2, line 13, by inserting after the words "signed by me" the words, "I hereby certify that there is no mortgage lien or other legal claim against the grain covered by this storage receipt."

Reports the same back with the recommendation that when so amended the bill do pass.

Mr. Sundberg, from the Committee on Drainage, to which was referred,

S. F. No. 630, A bill for an act authorizing Boards of County Commissioners, where ditches have been established as provided by chapter two hundred and thirty (230), Laws of one thousand nine hundred and five (1905), and tabular lists and statements have been filed and recorded as provided in sections nineteen (19) and twenty (20) of said act, but which lists and statements do not include the increased cost caused either by a modification of the plans and specifications as the work has proceeded or where a part of the original cost has been assessed against exempt property to re-assess the property benefited and to determine the amount which shall be assessed against each piece, parcel or tract of land affected, and providing for the collection of same,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Thorpe moved—

That the rules be suspended and that

S. F. No. 630, A bill for an act authorizing Boards of County Commissioners where ditches have been established as provided by chapter two hundred thirty (230), Laws one thousand nine hundred five (1905), and tabular lists and statements have been made, filed

and recorded as provided in sections nineteen (19) and twenty (20) of said act but which lists and statements do not include the increased cost caused either by a modification of the plans and specifications as the work has proceeded or where a part of the original cost has been assessed against exempt property, to re-assess the property benefited and to determine the amount which shall be assessed against each piece, parcel or tract of land affected and providing for the collection of the same.

Be read the second and third time and put upon its final passage,

Which motion prevailed.

S. F. No. 630

Was read the second time.

S. F. No. 630, A bill for an act authorizing Boards of County Commissioners where ditches have been established as provided by chapter two hundred thirty (230), Laws one thousand nine hundred five (1905), and tabular lists and statements have been made, filed and recorded as provided in sections nineteen (19) and twenty (20) of said act but which lists and statements do not include the increased cost caused either by a modification of the plans and specifications as the work has proceeded or where a part of the original cost has been assessed against exempt property, to reassess the property benefited and to determine the amount which shall be assessed against each piece, parcel or tract of land affected and providing for the collection of the same.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Hanson, A. L.,	McColl,	Smith,
Bedford,	Donaldson,	Hanson, H. E.,	Moonan,	Sullivan,
Calhoun,	Durment,	Hardy,	Naeseth,	Sundberg,
Campbell,	Elwell,	Hinton,	Nelson,	Swanson,
Canestorp,	Glotsbach,	Johnson, C. A.,	Pauly,	Thorpe,
Canfield,	Gunderson,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Gunn,	Johnston,	Sageng,	Works,
Clague,	Hall,	Laybourn,	Schaller,	

So the bill passed and its title was agreed to.

Mr. Clague, from the Committee on Reapportionment, to which was referred—

S. F. No. 693,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Clague, from the Committee on Reapportionment, to which was referred—

S. F. No. 43, A bill for an act proposing an amendment to section twenty-three (23) of article four (4) of the Constitution of the State of Minnesota, relating to census and apportionment.

Reports the same back without recommendation.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 40, A bill for an act to amend section seven hundred and sixty-eight (768) of the Revised Laws of Minnesota one thousand nine hundred and five (1905), relating to the limitation of actions brought for recovering damages for injuries sustained by reason of any defect in the street, road, bridge or other public place or by reason of the negligence of the officers, etc.

Reports the same back with the recommendation that the title of said bill be amended so as to read as follows:

“A bill for an act to amend section seven hundred sixty-eight (768), Revised Laws one thousand nine hundred five (1905), relating to claims for damages to person or property in certain cases and limitation of actions therefor.”

That section 1 of said bill be amended so as to read as follows:

“Section 1. That section seven hundred sixty-eight (768), Revised Laws one thousand nine hundred five (1905), be and the same is hereby amended so as to read as follows:

“Section 768. Every person who claims damages from a city, village or borough, for loss or injury to person or property sustained by reason of any defect in a street, road, bridge, or other public

place, or by reason of the negligence of its officers, agents, or servants, shall cause to be presented to its council or other governing body, within sixty days after the alleged loss or injury, if to a person, and within six months thereafter if to property, a written notice stating the time, place and circumstances thereof, and the amount of compensation or other relief demanded. No action therefor shall be maintained unless such notice has been given, nor if commenced within ten days thereafter, or more than one year after the occurrence of the loss or injury."

And that when so amended said bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 386, A bill for an act to provide a penalty for inviting, directing or accompanying any boy under the age of eighteen years to or admitting him into a house of ill-fame, or arranging any meeting between any such boy and any female of dissolute character or unlawfully cohabitating with any such boy,

Reports same back with the recommendation that the title thereof be amended by striking out all thereof after the words "dissolute character."

That section 1 thereof be amended by inserting in the 9th line after the word "accompany" the word "such;" by inserting in the 11th and 12th lines thereof after the word "assignation" the words "for such purpose;" by inserting in the 14th line thereof after the word "meeting" the words "for such purpose."

That section 2 of said bill be amended by inserting in the third line after the word "shall" the words "for any unlawful purpose."

Strike out all of section 3, and renumber section 4 so as to be section 3.

And when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 640, A bill for an act to amend section seven hundred (700), seven hundred one (701), seven hundred four (704), of

the Revised Laws of one thousand nine hundred five (1905), relating to the incorporation of villages,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 372, A bill for an act to amend section three thousand seven hundred and ninety-two (3792) of the Revised Laws of one thousand nine hundred and five (1905), relating to assigning the residue of estates and confirming sales under license by probate courts,

Reports the same back with the recommendation that section 1 thereof be amended by inserting at the end of the 18th line the following words: "and the court shall make an order for hearing which shall be published according to law."

Further amend said section by inserting in the 19th line after the first "and" the following words "upon such hearing;" and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 682, A bill for an act to amend sections three thousand six hundred forty (3640) and three thousand six hundred forty-one (3641), Revised Laws, one thousand nine hundred five (1905), relating to notice to be given to parties interested in proceedings pending in the Probate Court, and the manner of service of same,

Reports same back with the recommendation that section 1 thereof be amended by striking out of the third line the word "either;" and by striking out of the fourth line the words "or the clerk of court," and that when so amended the bill do pass.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

H. F. No. 171, A bill for an act to prohibit fraternities and societies, secret and not secret, from being formed in the Public Schools of this State, empowering and making it the duty of School Direc-

tors to adopt regulations relating thereto and to enforce the same, and making it an offence to solicit pupils to join them and prescribing the penalty therefor,

Reports the same back without recommendation.

Adopted.

Mr. Wilson, from the Committee on Judiciary, to which was referred—

S. F. No. 730, A bill for an act to provide for the method of registration for all special elections held in and for cities having more than fifty thousand (50,000) inhabitants,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Naeseth, from the Committee on State Training School, to which was referred—

S. F. No. 100, A bill for an act to establish a state industrial school for girls; to provide for the maintenance, management and government of the same, and to provide for the commitment of persons thereto, and to appropriate money therefor, and for other purposes.

Reports the same back with the following amendments:

Strike out of line 1 of section 10 the words "one hundred" and insert in lieu thereof the words "twenty-five."

Strike out in lines 5 and 6 of section 2 of said bill the words "not now having a state institution."

And recommends that the bill, as amended, be placed upon General Orders.

Adopted.

Mr. Naeseth, from the Committee on State Training School, to which was referred—

S. F. No. 370, A bill for an act relating to the State Training School for Boys and Girls,

Reports the same back with the recommendation that the same be placed upon General Orders.

Adopted.

Mr. Durment, from the Committee on Public Buildings, to which was referred—

S. F. No. 340, A bill for an act to provide for the extension and enlargement of the new State Capitol grounds,

Reports the same back with the recommendation that the attached bill be substituted therefor, and that S. F. No. 540 be indefinitely postponed.

Adopted.

The Public Buildings Committee introduced—

S. F. No. 789. (Substitute for S. F. No. 340). A bill for an act to provide for an extension, enlargement and beautifying of the grounds for the new State Capitol building in the City of St. Paul, and to provide for a commission with power to acquire lands therefor either by purchase or by condemnation under the right of eminent domain,

Which was read the first time.

Mr. Durment moved—

That the rules be suspended and that

S. F. No. 789, A bill for an act to provide for an extension, enlargement and beautifying of the grounds for the new State Capitol in the City of St. Paul and to provide for a commission with power to acquire lands therefor either by purchase or by condemnation under the right of eminent domain,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 789

Was read the second time.

Mr. Hardy, from the Hennepin, Ramsey and St. Louis County Delegation, to which was referred—

S. F. No. 454, relating to probation officers, etc.,

Reports the same back with the following amendments:

Amend section 2, by striking out the words "money for which purpose may be advanced by the County Treasurer with the ap-

proval of the Commissioners of his said county," at the end of said section 2 and inserting in lieu thereof the following: "and a contingent fund of five hundred dollars (\$500.00) per annum for the payment of such transportation and expenses shall be set aside in the Treasury of his said county to be paid out only upon order of the Court upon proper vouchers attached thereto."

Amend section 4, by striking out the words and figures "two thousand dollars (\$2000.00)" where the same appear in said section and inserting in lieu thereof the words and figures "eighteen hundred dollars (\$1800.00)."

And as so amended that it do pass.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 111, A bill for an act providing a specific tax on dogs and for establishing and maintaining a Pasteur Institute in this this state,

Reports the same back with the recommendation that it be referred to the Judiciary Committee, and that they report not later than April 3, and referred back to Committee on Public Health and Pure Food.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 607, A bill for an act to amend section two thousand one hundred and thirty-one (2,131), Revised Laws one thousand nine hundred and five (1905).

Reports the same back with the recommendation that it be amended by inserting after the words "shops" in line 15 of section 1 the following words, "And Barber Schools."

And when so amended that the same do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 485, A bill for an act to amend sections two thousand three hundred twenty-eight (2328), two thousand three hundred

thirty-five (2335), two thousand three hundred forty (2340), two thousand three hundred forty-one (2341) and to repeal section two thousand three hundred thirty-four (2334) of chapter thirty-five (35) of the Revised Laws of one thousand nine hundred five (1905), relating to the licensing of pharmacists by the State Board of Pharmacy and to appropriate money for the expenses and support of the Board of Pharmacy,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 527, A bill for an act entitled an act to amend section 1771, Revised Laws 1905, prohibiting the manufacture and sale for use as good of certain articles and substance.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Committee on Municipal Corporations, to which was referred—

S. F. No. 500, A bill for an act entitled an act to repeal chapter two hundred and five (205), of the Laws of Minnesota for the year one thousand nine hundred and five (1905), approved April 17, 1905, and to regulate the rate of interest to be charged upon certificates of sale of real property for assessments of local improvements in cities now or hereafter having a population of over fifty thousand.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Hennepin, Ramsey and St. Louis County Delegation, to which was referred—

H. F. No. 193, A bill for an act to fix salaries of certain elective officers in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter

adopted under and pursuant to section 36, article 4, of the Constitution of this state, etc.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Bedford, from the Committee on Public Lands, to which was referred—

S. F. No. 756,

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Alderman, from the Committee on Corporations, to which was referred—

S. F. No. 554, A bill for an act relating to telephone rates and charges for the transmission of messages by telephone, to prohibit unjust discrimination in such rates and charges,

Recommends that section 2 be stricken out, and section 3 be changed to section 2, section 4 to section 3, section 5 to section 4,

And when so amended that the same do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

S. F. No. 530, A bill for an act entitled An act to prevent the refilling of food packages before being properly cleansed and fumigated.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 453, A bill for an act entitled an act to amend section 1762, Revised Laws, 1905, relating to the preventure of fraud and deception in the sale of spices and condiments,

Reports the same back with the recommendation that the same do pass.

Adopted.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 338, A bill for an act to amend section 1735 of the Revised Laws of 1905, relating to the Dairy and Food Department,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White, from the Committee on Pure Food and Public Health, to which was referred—

S. F. No. 747, A bill for an act entitled an act to amend sections one thousand seven hundred fifty-seven (1757) and one thousand seven hundred fifty-eight (1758), chapter twenty-one (21), .Revised Laws of one thousand nine hundred five (1905),

Reports the same back with the recommendation that the bill do pass.

Adopted.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled

S. F. No. 641,

Which report was agreed to.

#### REPORTS OF SELECTED COMMITTEES.

Senator L. O. Cooke, of the Senate, and F. B. Wright, of the House, from the Joint Committee appointed by the Senate and House of Representatives, to investigate the best methods of taxing ore and ore lands, herewith submits the following report:

Your committee has taken a large amount of testimony in this investigation which is herewith transmitted and filed with the secretary of the Senate.

Your committee went to the iron ore ranges in St. Louis and Itasca counties making a journey of five consecutive days, traveling from Ely, the extreme eastern end of the Vermillion range, or hard ore belt, to Coleraine, the extreme western end of the Missabe, or soft ore range. A large territory about Ely comprising a large part of the eastern territory of St. Louis county, is wholly unsettled, and the land so rocky and barren at present as to be of little value for taxation purposes aside from the mining industries. The entire length of the Missabe range, the territory is composed of low, swampy land interspersed with bluffs of varying heights, sparsely settled, and until the swamps are thoroughly drained and made possible for agricultural purposes, is of very little value for taxation purposes aside from the mining industries. Over this entire route from Ely to Coleraine we find cities and villages at short intervals of goodly size, modern development and maintaining schools as well equipped and appointed as any in the state, all of which have grown up by reason of the mining industries, and are almost wholly supported by taxes levied upon the mining properties. We find that these mining properties paid taxes for state, county and school purposes in St. Louis county alone, \$1,342,574.30 and in Itasca county, a sufficient sum to make the entire amount of taxes paid by these industries \$1,500,000 in round numbers. Of this amount, \$196,000, approximately, was paid to the state. The total sum equals five cents per ton on all ore shipped during the season of 1906.

From the best information that we can obtain, there is about 1,400,000,000 tons of ore in sight on the Vermillion and Missabe ranges alone. We find that the railroads and boats handling this ore were worked to their full capacity during the open lake season of 1906. Based on the amount of shipment of ore for the year 1906, it will require more than fifty years to exhaust the iron ore now discovered on the Vermillion and Missabe ranges.

#### AS TO THE VALUE OF IRON MINES.

There are two ways of estimating the value of these iron industries. We find that the iron ore miners are willing to and do pay from twenty cents to thirty cents per ton royalty, payable when removed from the mine without interest, yet these same mine operators are unwilling to purchase the fee of those iron-bearing lands even on a basis of less than ten cents per ton as estimated by test

pits and borings on the number of tons thus disclosed. The reason for this wide difference is:

First, the practical impossibility of obtaining the enormous sums of money that it would require to purchase the same.

Second, the interest on such sums of money necessary to be invested for a long period of years would amount to as much or more than the above named royalties payable as the ore is removed.

Third, the delays that might occur by reason of the depreciation in value of iron to a point so low that they could not afford to mine at any price. For instance, a mine containing 100,000,000 tons of ore will cost, at ten cents per ton, ten million dollars. It would require at least five years and the expenditures of from a million to three million dollars to get the property ready for shipping ore. The interest at six per cent on ten million dollars during this time would be three million dollars. It would require, approximately twenty years on the present basis of shipment, to exhaust this mine. The interest on the ten million dollars at the same rate for one-half of the time, or ten years, would be six million dollars at simple interest. This interest, if compounded, would amount to more than the purchase price of the mine, and with the principal, would be equal to or more than the royalties to be paid as the ore is removed. Therefore, if we take ten cents as the basis of the value of this ore, on the basis of 1,400,000,000 tons of ore in sight, it would make the property worth about \$150,000,000 as the final cash value thereof, aside from the personal property. If we take twenty-five cents per ton as a basis, it would make the property worth \$350,000,000 as the full cash value thereof.

If this property is to be assessed as other property is assessed, to-wit: about sixty per cent of its cash value, it would bring the assessment of this property at \$90,000,000 in the one case and \$210,000,000 in the other.

We find that the iron ore varies in grade, hence of unequal value. Sixty per cent of metallic Bessemer iron per ton of ore is regarded as an average merchantable grade, and when the same drops below fifty-five per cent metallic non-Bessemer iron per ton of ore, it is of but little market value for shipment to Lake Erie ports. By far the largest amount of ore now on the ranges is non-Bessemer and below fifty-five per cent metallic iron per ton of ore. This grade of ore, has been until now considered of no market value whatsoever. Dur-

ing the past year experiments have been made and plans developed by which this grade of ore can be washed or concentrated, thus making two tons of material into one ton of washed or concentrated **product of a high grade of ore.** In other words the miner must be at the expense of mining two tons of material for one ton of ore. The expense of mining this class of ore will be so high as to make the ore, when concentrated, of little value in Lake Erie ports and the same must be, if made available, worked into the finished product near the mining operations. There have been discovered very large quantities of this ore situated in Itasca, Aitkin, Morrison, Crow Wing and Todd counties, all of which will, in time, develop into large mining industries in this state, provided sufficient encouragement can be held out to induce the manufacture of this iron into the finished product in the state of Minnesota, and near, or proximately near, to the mines.

While this class of ore, under the most favorable conditions might be, in the immediate future, available for smelting purposes, yet if the same is to be burdened with an extraordinary tax it will yield no profit to the owners thereof and no revenue to the state for a number of years to come, if at all.

As Conclusions, your Committee finds :

1. That all this property should be taxed on the ad valorem basis but that the assessed valuation of the operating mines on the Vermillion and Missabe ranges should be largely increased above their present valuation.

2. That a tonnage tax is impracticable because of the wide difference in the value of the ore ; that if a flat tonnage tax is levied the same will be prohibitory of the mining of low grade ores which otherwise would be of great value to the parties in interest and hence valuable to the people of the State of Minnesota.

3. A sliding scale tonnage tax, proportionate to the value of the ore would be impracticable, almost inoperative and accompanied with great expense to the state.

4. For all ore shipped out of the state a tonnage tax would be unconstitutional as an interference with the Constitution of the United States, in conflict with the interstate commerce clause, so-called, of the Constitution of the United States as has been decided in numerous cases by the Supreme Court of the United States.

5. The legal investigations now pending in the State of Minnesota, as to whether or not the recently proposed amendment to the State Constitution was adopted, have proceeded so far as to create some doubt as to whether the proposed amendment was in fact adopted, and if not adopted then the proposed tonnage tax would clearly be unconstitutional and void under the State Constitution as it now exists, and hence, for the next two years at least, the safer proposition is to tax this property on the ad valorem basis, but at an assessed valuation somewhere near the actual value of the property, the same as other property is assessed.

6. Your committee are of the opinion that the above reasons are sufficient to warrant a report adverse to a tonnage tax, but in addition thereto your committee have the utmost assurance that there will in the near future be installed a steel plant at Duluth costing between \$10,000,000 and \$15,000,000, thus making it possible to manufacture both the low and high grade ore into the finished product in this state, which will be of great benefit to the people of the entire Northwest. L. O. Cooke, E. E. Smith, Geo. R. Laybourn, John Zelch, F. B. Wright, C. B. Miller, Robert J. Wells, E. M. Webster.

On motion the report was ordered printed in the Journal.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 561, A bill for an act to provide for the taxation of mortgages of real property,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 720, A bill for an act to authorize the appointment and prescribe the qualifications and compensation of three assistant building inspectors, to-wit: An inspector of masonry; an inspector of brick laying; an inspector of carpentry, in addition to the present force in the department of public works and under the commissioner of public works in the City of St. Paul, County of Ramsey,

Was read the first time and referred to the Committee on Finance.

H. F. No. 728, A bill for an act to encourage education in agriculture and domestic science by providing for the establishment and

maintenance of County Schools of Agriculture and Domestic Economy for the certification of graduates of such schools and making appropriations for such schools,

Was read the first time and referred to the Committee on Finance.

H. F. No. 814 (Substitute for H. F. No. 18), A bill for an act providing a method for the foreclosure of mortgages by advertisement in addition to the method in Chapter 83, Revised Laws 1905,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 836, A bill for an act to provide for the discharge of judgments against persons discharged under the United States bankruptcy law,

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 984, A bill for an act regulating appointments, employment and removals in public departments and upon public works in the State of Minnesota, and the counties, cities and towns thereof, relating to state, judicial, county, township, city and town officers,

Was read the first time and referred to the Committee on Military Affairs.

H. F. No. 542, A bill for an act to amend section 2314, 2315, 2316 and 2319, of chapter 35, of the Revised Laws of the State of Minnesota for the year 1905, relating to dentists,

Was read the first time.

#### REPORTS OF STANDING COMMITTEES.—CONTINUED.

Mr. White, from the Committee on Public Health and Pure Food, to which was referred—

H. F. No. 542, A bill for an act to amend section 2314, 2315, 2316 and 2319 of chapter 35, Revised Laws of the State of Minnesota for the year 1905, relating to dentists,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. White moved—

That the rules be suspended and that

H. F. No. 542, A bill for an act to amend sections 2314, 2315, 2316 and 2319 of chapter 35, Revised Laws of the State of Minnesota for the year 1905, relating to dentists,

Be read the second time and put upon General Orders,  
Which motion prevailed.

H. F. No. 542

Was read the second time.

COMMUNICATION FROM THE GOVERNOR.

The following communication was received from the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, March 27, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I have the honor to advise you that I have approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 708, An act to repeal certain special laws regulating the salaries, compensation and fees of county officers of Goodhue county, Minnesota.

S. F. No. 541, An act to legalize bonds issued by cities in certain cases.

S. F. No. 641, An act regulating the pleading, practice, procedure and jurisdiction of the Municipal Court of Stillwater, Minnesota.

S. F. No. 345, An act to authorize cities having a population of ten thousand (10,000) inhabitants or less, to purchase, acquire, install, construct, extend and improve waterworks, and to issue bonds for such purpose.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 100, 370, 372, 454, 485, 500, 530, 554, 607, 640, 664, 682, 693, 710, 730, 747, 756,

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 40, 193, 338, 386, 453, 527, 834,

Were read the second time.

On motion of Mr. Bedford H. F. No. 352 was taken from the table for amendment and repassage.

Mr. Bedford offered the following amendment to H. F. No. 352:

Amend H. F. No. 352, by striking from line 2 of section 3 the words "now provided by law," and substituting in lieu thereof the following: "imposed after they become due or delinquent by any law now in force in this state," and by adding another section to be known as section 4, to read as follows:

"This act shall take effect and be in force from and after its passage."

## THIRD READING OF HOUSE BILLS.

H. F. No. 352, A bill for an act imposing interest on delinquent taxes,

Was read the third time and put upon its final passage.

The question being taken on the repassage of the bill,

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment,	Hanson, A. L.,	Moonan,	Seward,
Anderson,	Du Toit,	Hanson, H. E.,	Nelson,	Smith,
Bedford,	Elwell,	Johnson, C. A.,	Pugh,	Sullivan,
Canestorp,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Sundberg,
Canfield,	Fosseen,	Johnston,	Robinson,	White,
Cooke,	Gunderson,	Laybourn,	Sageng,	Wilson,
Donaldson,	Gunn,	McGowan,	Schaller,	Witherstine,
Dunn,				

So the bill repassed and its title was agreed to.

On motion of Mr. Calhoun the Senate adjourned till Monday, April 1, at 2 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-FIFTH DAY.

ST. PAUL, MONDAY, April 1, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Coller,	Gunn,	McGowan,	Smith,
Alderman,	Cooke,	Hackney,	Moonan,	Stephens,
Anderson,	Dale,	Hall,	Naeseth,	Sullivan,
Bedford,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Briggs,	Dunn,	Hanson, H. E.,	Peterson,	Vail,
Calhoun,	Durment,	Hardy,	Poehler,	Weis,
Campbell,	Du Toit,	Hinton,	Pugh,	White,
Canestorp,	Elwell,	Johnson, C. A.,	Putnam,	Wilson,
Canfield,	Farrington,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Fitzpatrick,	Johnston,	Sageng,	Works,
Cashman,	Fosseen,	Laybourn,	Schaller,	Wright,
Clague,	Gunderson,	McColl,	Seward,	

Quorum present.

Messrs. Thorpe, Glotzbach, Nelson and Swanson were excused.

Mr. Works offered—

A petition relating to the State Highway Commission from citizens of Blue Earth county,

Which was referred to the Committee on Roads and Bridges.

Mr. Works offered—

A petition relating to the passage of S. F. No. 458, known as the Anti-Discrimination Law, from citizens of Blue Earth county,

Which was referred to the Committee on Illuminating Oils.

On motion of Mr. Schaller the rules were suspended so that bills may be introduced any time during the day.

Adopted.

Mr. Calhoun moved—

That the rules be suspended and that

H. F. No. 195, A bill for an act to fix salaries of certain elective officers in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section 36, article 4 of the Constitution as amended and Chapter 351 of the General Laws of 1899 and amendment thereto,

Be read the third time and put upon its final passage.

Which motion prevailed.

#### THIRD READING OF HOUSE BILLS.

H. F. No. 193, A bill for an act to fix salaries of certain elective officers in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section 36, article 4 of the Constitution of this state as amended and Chapter 351 of the General Laws of 1899 and amendments thereto.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Carpenter,	Hardy,	Pauly,	Sullivan,
Anderson,	Cashman,	Johnson, C. A.,	Pugh,	Sundberg,
Bedford,	Coller,	Johnson, V. L.,	Robinson,	Swanson,
Briggs,	Cooke,	Laybourn,	Sageng,	Vail,
Calhoun,	Dale,	McColl,	Seward,	Weis,
Campbell,	Du Toit,	McGowan,	Smith,	Wilson,
Canestorp,	Fitzpatrick,	Naeseth,	Stephens,	Wright,
Canfield,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

Mr. Smith moved that H. F. No. 561 be recalled from the Committee on Taxes and Tax Laws.

Adopted.

Mr. Smith moved—

That the rules be suspended and that

H. F. No. 561, A bill for an act to provide for the taxation of mortgages of real property,

Be read the second time and put upon General Orders.

Which motion prevailed.

H. F. No. 561

Was read the second time.

Mr. Witherstine moved that S. F. No. 485 be referred to the Committee on Finance without losing its place on General Orders.

Which motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Smith introduced—

S. F. No. 790, A bill for an act regulating the appointment and compensation of phonographic reports for the district court in districts which comprise, or which may hereafter comprise a single county having a population of two hundred ninety-two thousand (292,000) or more,

Which was read the first time and referred to the Hennepin Delegation.

Mr. Works introduced—

S. F. No. 791, A bill for an act to appropriate money to establish a bridge in Cresco Township, County of Blue Earth, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Works introduced—

S. F. No. 792, A bill for an act authorizing the building of a dam in the Minnesota River in the vicinity of Mankato, Minnesota, and the exercise of the right of eminent domain in certain cases,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Vail (by request) introduced—

S. F. No. 793, A bill for an act to amend sections three hundred eighty-one (381), three hundred eighty-two (382), three hundred eighty-four (384) and three hundred eighty-six (386) of the Revised Laws one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Bedford introduced—

S. F. No. 794, A bill for an act to amend section seven hundred forty-four (744), Revised Laws one thousand nine hundred five (1905), relating to water and light plants,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Hanson, A. L., introduced—

S. F. No. 795, A bill for an act to amend section three thousand seven hundred ninety (3790), Revised Laws of one thousand nine hundred five (1905), relating to hearing on final account in probate court,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hanson, A. L., (by request) introduced—

S. F. No. 796, A bill for an act to legalize the action of any village in this state which has heretofore issued its orders or other evidence of indebtedness to defray the cost of purchasing an electric light plant or of the construction of a water works plant,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hanson, A. L., introduced—

S. F. No. 797, A bill for an act to appropriate money for the straightening, widening, deepening and otherwise improving the Wild Rice River in Norman County, so as to remove a serious menace to the public health and damage to property,

Which was read the first time and referred to the Committee on Drainage.

Mr. Pugh introduced—

S. F. No. 798, A bill giving certain public service corporations the right of eminent domain and the right under certain conditions to divert water by canals or other conduits from one stream or body of water to and into another stream or body of water,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Calhoun introduced—

S. F. No. 799, A bill for an act entitled an act to fix salaries of mayors in cities now or hereafter having over fifty thousand (50,000) inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section thirty-six (36), article four (4) of the Constitution of this State,

Which was read the first time and referred to the Hennepin County Delegation.

Mr. Clague introduced—

S. F. No. 800, A bill for an act to amend section two thousand seven hundred eighty-three (2783) of the Revised Laws of the State of Minnesota one thousand nine hundred five (1905), relating to fees to be paid by a corporation on filing articles of incorporation,

Which was read the first time and referred to the Committee on Corporations.

Mr. Clague introduced—

S. F. No. 801, A bill for an act to require railroad companies to allow their cars to be transferred to the tracks of other companies when loaded with freight shipped from one point in Minnesota to another point in Minnesota,

Which was read the first time and referred to the Committee on Railroads.

Mr. Stephens introduced—

S. F. No. 802, A bill for an act to amend section two thousand four hundred thirty-five (2435), Revised Laws one thousand nine

hundred five (1905), relating to loans from the permanent school and University funds,

Which was read the first time and referred to the Committee on Education.

Mr. Stephens introduced—

S. F. No. 803, A bill for an act to legalize plats in the office of the Register of Deeds,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Stephens introduced—

S. F. No. 804, A bill for an act providing for a tax on incomes in excess of six hundred (600) dollars in lieu of other personal taxes,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Dunn introduced—

S. F. No. 805, A bill for an act to restore to the New Capitol fund the amount heretofore taken from it for interest paid on certificates of indebtedness,

Which was read the first time and referred to the Committee on Finance.

Mr. Ahmann introduced—

S. F. No. 806, A bill for an act to appropriate money to aid in the building of the Sauk River bridge across the Sauk River in the town of Wakefield in Stearns county, Minnesota,

Which was read for the first time and referred to the Committee on Roads and Bridges.

Mr. Bedford introduced—

S. F. No. 807, A bill for an act to appropriate money to aid in the completing of a county road in the town of Westside, Nobles county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Smith. E. E., (by request) introduced—

S. F. No. 808, A bill for an act to amend the title to sections one (1) and two (2) of chapter three hundred (300), Laws of one thousand nine hundred five (1905), relating to the appointments of officials under the State Dairy and Food Commissioners,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Wright introduced—

S. F. No. 809, A bill for an act to appropriate one thousand five hundred (\$1500) dollars to partially reimburse the Village of Litchfield for rebuilding three bridges, washed out in May, one thousand nine hundred six (1906), by the breaking of the banks of Lake Ripley, a meandered lake,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Canfield introduced—

S. F. No. 810, A bill for an act entitled an act to amend chapter two hundred thirty-one (231) of the General Laws of Minnesota for the year one thousand nine hundred five (1905), entitled "An act relating to proceedings in criminal cases," approved April 17, 1905,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Gunderson introduced—

S. F. No. 811, A bill for an act to appropriate money to aid in the construction of two bridges in the town of Lake Mary, Douglas county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunderson introduced—

S. F. No. 812, A bill for an act to appropriate money to aid in the construction of a bridge across Bly Creek on the Alexandria and Herman road in section thirty-one (31), township thirty-eight (38) in Douglas county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunderson introduced—

S. F. No. 813, A bill for an act to appropriate money to aid in the construction of a bridge across Fairfield's Creek in section twenty-nine (29), township one hundred twenty-eight (128), range thirty-six (36), Douglas county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunderson introduced—

S. F. No. 814, A bill for an act to appropriate money to aid in the construction of a bridge across the Long Prairie River in the town of Carlos, Douglas county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunderson introduced—

S. F. No. 815, A bill for an act to appropriate money to aid in the construction of a bridge on the Alexandria and Eagle Bend road in section 16, township 130, range 36, Douglas county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Vail (by request) introduced—

S. F. No. 816, A bill for an act to prevent sales of merchandise in fraud of creditors,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Donaldson introduced—

S. F. No. 817, A bill for an act to appropriate money to aid in building a bridge across Crow River in the township of Hassan Valley in the County of McLeod, and State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Weis introduced—

S. F. No. 818, A bill for an act to appropriate money to assist in protecting, preserving and improving the approaches and roads

leading to a certain bridge in Le Sueur county, Minnesota, and for protecting and preserving said roads and bridge,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Anderson introduced—

S. F. No. 819, A bill for an act entitled an act to amend section seven hundred fifty (750) of chapter nine (9) of the Revised Laws of Minnesota, one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Anderson moved—

That the rules be suspended and that

S. F. No. 819, A bill for an act entitled an act to amend section seven hundred fifty (750) of chapter nine (9) of the Revised Laws of Minnesota, one thousand nine hundred five (1905),

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 819

Was read the second time.

The Game and Fish Laws Committee introduced—

S. F. No. 820, A bill for an act to amend sections four (4), five (5), eight (8), twenty-one (21), thirty-four (34), thirty-eight (38), forty-one (41), forty-five (45), forty-seven (47), forty-nine (49), fifty-nine (59) and sixty-five (65) of chapter three hundred forty-four (344) of the General Laws of one thousand nine hundred five (1905), being an act for the preservation, propagation, protection, taking, use and transportation of game and fish and certain harmless birds and animals,

Which was read the first time.

Mr. Hardy moved—

That the rules be suspended and that

S. F. No. 820, A bill for an act to amend sections four (4), five (5), eight (8), twenty-one (21), thirty-four (34), thirty-eight

(38), forty-one (41), forty-five (45), forty-seven (47), forty-nine (49), fifty-nine (59) and sixty-five (65) of chapter three hundred forty-four (344) of the General Laws of one thousand nine hundred five (1905), being an act for the preservation, propagation, protection, taking, use and transportation of game and fish and certain harmless birds and animals,

Be read the second time and put upon General Orders.

Which motion prevailed.

S. F. No. 820

Was read the second time.

Mr. Cashman introduced—

S. F. No. 821, A bill for an act to provide for the incorporation of co-operative associations formed for the purpose of selling, or otherwise disposing of the products of any co-operative manufacturing or agricultural association heretofore or hereafter organized and authorizing such corporation to hold stock in any corporation organized under the provisions of this act,

Which was read the first time and referred to the Committee on Corporations.

Mr. Sundberg introduced—

S. F. No. 822, A bill for an act to appropriate money to aid in the construction of a wagon bridge across Roseau River in Roseau county, State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Sundberg introduced—

S. F. No. 823, A bill for an act to appropriate money to aid in the construction of a bridge across the north branch of Two Rivers between the townships of Poppleton and Granville, Kittson county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Gunderson introduced—

S. F. No. 824, A bill for an act to appropriate money to aid in the construction of seven bridges across the Little Chippewa Creek in the town of Ben Wade, Pope county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Durment introduced—

S. F. No. 825, A bill for an act entitled "An act to provide for the manner of selling and disposing of bonds issued by any municipality in the State of Minnesota,"

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Wilson moved that H. F. No. 50 be recalled from the House for the purpose of correction of amendment,

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

Mr. Vail, from the Committee on Labor, to which was referred—

S. F. No. 694, A bill for an act to regulate the employment of children, and providing penalties for its violation,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Vail, from the Committee on Labor, to which was referred—

S. F. No. 616, A bill for an act to create the office of special inspector in the bureau of labor and to appropriate money therefor.

Reports the same back with the recommendation that the bill do pass, and be referred to the Finance Committee.

Adopted.

Mr. Vail, from the Committee on Labor, to which was referred—

S. F. No. 265, A bill for an act to amend section one thousand seven hundred ninety-nine (1799) of the Revised Laws of one thou-

sand nine hundred five (1905), relating to the hours of labor for state work,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 724,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 723,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 743,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 725,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Stephens, from the Committee on Banks and Banking, to which was referred—

S. F. No. 658, A bill for an act entitled an act to amend section two thousand eight hundred and fifty-seven (2857) of the Revised

Laws one thousand nine hundred and five (1905), relating to corporations,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 553, A bill for an act to amend sections two thousand thirty-eight (2038), two thousand thirty-nine (2039) and two thousand forty (2040), Revised Laws of one thousand nine hundred five (1905), relating to the abandonment of railroads.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 567, A bill for an act to amend section two thousand and thirty-two (2032), Revised Laws one thousand nine hundred and five (1905), relating to the construction of railroads and the giving of notice and the filing of maps thereof with the Railroad and Warehouse Commission,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 690,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 652, A bill for an act to amend sections one (1) and two (2), chapter one hundred and twenty-two (122), General Laws

of one thousand nine hundred and five (1905), being an act to require railroad companies to report all wrecks and casualties where-

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 720,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 585, A bill for an act defining the duty of railroads, railroad corporations, railroad companies, express companies, car companies and every common carrier other than water, and all the person or persons operating such common carriers as receivers, lessee, or trustee, in the transportation of any kind of live stock, and providing an average minimum rate of speed of all trains carrying any such live stock and providing for the transportation and comfort for the person or persons in charge of such stock, and providing penalties for all failure to comply with provisions of this act,

Reports the same back with the recommendation that the bill be amended by adding at the end of section 1 the following:

“Provided that the provisions of this section shall not apply during the period which the movement of live stock is suspended on account of strikes, public calamities or any cause not within the power of the common carriers herein mentioned to prevent.”

Amend section 5 by adding at the end thereof the following:

“In all actions brought under the provisions of this act the burden of proof shall be upon the common carrier to show the delay complained of was caused by reason of strikes, public calamities or any cause not within the power of such common carriers to prevent.”

Amend section 1, by inserting after the word “designate” in line 13, section 1, of the printed bill the words “at least.”

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

H. F. No. 894, to which was referred a joint memorial to Congress requesting national aid in the construction of permanent public roads,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 520, A bill for an act to repeal chapter one hundred and sixty-three (163), General Laws one thousand nine hundred and five (1905), entitled "An act to provide for the appointment of a highway commission and defining its powers and duties and providing for the construction and repair of public highways by extending state aid for that purpose to the several counties therein, and the levying of a tax therefor,

Reports the same back with the recommendation that said bill be indefinitely postponed.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 771, A bill for an act to amend chapter one hundred sixty-three (163) of the General Laws of one thousand nine hundred five (1905), providing for the appointment of a State Highway Commission, and defining its powers and duties, and providing for the construction and repair of public highways, by extending state aid for that purpose to the several counties therein, and the levying of a tax therefor,

Reports the same back with the recommendation that it be amended by striking out of line 2 of section 6 the words "twelve thousand dollars" and by striking out of lines 3 and 4 the words "twelve thousand dollars" and substituting both in line 2 and lines 3 and 4 in lieu thereof, the words "ten thousand dollars."

2. Also amend by striking out of lines 4 and 5 in section 10 the words "and in case county board fails to designate such state road, the highway commission shall do so."

3. To amend also by striking out all of section 13, and substituting in lieu thereof section 14.

4. Also to amend by designating section 15 of the present bill as section 14.

And when so amended the same do pass.

Adopted.

Mr. Wright, from the Committee on Roads and Bridges, to which was referred—

S. F. No. 240, A bill for an act to amend chapter one hundred and sixty-three (163), of the General Laws of one thousand nine hundred and five (1905), providing for the appointment of a State Highway Commission and defining its powers and duties, and providing for the construction and repair of public highways by extending state aid for that purpose to the several counties therein, and levying a tax therefor.

Reports the same back with the recommendation that it be referred to author.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 722, A bill for an act prescribing the manner of nominating and electing county superintendents of schools,

Reports the same back without recommendation.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 715, A bill, for an act to exempt a candidate who has been nominated at any primary election from paying any fee to have his name placed on the general election ballot,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 739, A bill for an act to provide for the election by all political parties of delegates to county conventions held for the purpose of electing delegates to conventions to nominate state officers,

Reports the same back without recommendation.

Adopted.

Mr. Dunn, from the Committee on Elections, to which was referred—

S. F. No. 570, A bill for an act entitled an act to provide for the nomination of candidates and the selection of a candidate for Senator in Congress from this state by direct vote of the people,

Reports the same back without recommendation.

Adopted.

Mr. Sundberg moved that the Senate concur in House amendment to S. F. No. 96,

Which motion prevailed.

The question being taken on the repassage of the bill as amended,

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cannfield,	Fitzpatrick,	McGowan,	Swanson,
Alderman,	Cashman,	Gunderson,	Naeseth,	Weis,
Anderson,	Cooke,	Hanson, A. L.,	Pugh,	White,
Bedford,	Dale,	Johnson, C. A.,	Robinson,	Wilson,
Briggs,	Du Toit,	Johnson, V. L.,	Sageng,	Witherstine,
Calhoun,	Elwell,	Laybourn,	Sullivan,	Works,
Canestorp,	Farrington,	McColl,	Sundberg,	Wright,

So the bill repassed and its title was agreed to.

Mr. Collier moved that the Senate concur in House amendments to S. F. No. 41,

Which motion prevailed.

The question being taken on the repassage of the bill as amended,  
And the roll being called there were yeas 33 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canfield,	Hackney,	Peterson,	Sundberg,
Alderman,	Clague,	Hanson, A. L.,	Pugh,	Swanson,
Anderson,	Coller,	Johnson, C. A.,	Robinson,	White,
Briggs,	Dale,	Johnson, V. L.,	Sageng,	Wilson,
Calhoun,	Donaldson,	Laybourn,	Seward,	Witherstine,
Campbell,	Elwell,	McGowan,	Sullivan,	Wright,
Canestorp,	Gunderson,	Naeseth,		

So the bill repassed and its title was agreed to.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 753, A bill for an act to amend section 2032, Revised Laws 1905, relating to the construction of railroads, and the giving of notice and filing of maps thereof with the Railroad and Warehouse Commission.

H. F. No. 754, A bill for an act to amend sections 2038, 2039 and 2040, Revised Laws of 1905, relating to the abandonment of railroads.

H. F. No. 976, A bill for an act to amend section 1966 of the Revised Laws of 1905, relating to hearings before the Railroad and Warehouse Commission.

H. F. No. 1024, A bill for an act to amend section 880, Revised Laws 1905, relating to taxes.

H. F. No. 1030, A bill for an act to legalize newspapers in certain cases.

Also the passage by the House of the following Senate Files, herewith returned:

S. F. No. 96, A bill for an act providing for the care and management of the Itasca State Park by the State Forestry Board, and permitting the maintenance therein of demonstration work in forestry under the direction of the Regents of the State University,

S. F. No. 238, A bill for an act to legalize certain acknowledgements taken by officers, directors or stock holders of corporations

as notaries public of instruments in which the corporation is interested.

S. F. No. 253, A bill for an act entitled "An act to authorize cities in this state now or hereafter having a population of more than fifty thousand inhabitants to issue bonds for acquiring and improving lands for public parks and parkways,

S. F. No. 566, A bill for an act to legalize and confirm the detachment of territory from incorporated villages in the State of Minnesota.

Also the House has concurred in the Senate amendments to House File No. 352, and repassed the same as amended.

Also that the House has reconsidered the vote whereby Senate amendments to House File No. 50 was passed, and the House has refused to concur in Senate amendments to House File No. 50 and requests a committee of conference, the Speaker having appointed Mr. Hicks as such committee on the part of the House.,

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 223, "A bill for an act prescribing a uniform method of handling grain in public elevators, prohibiting irregular practices in the buying and selling of grain and prescribing penalties therefor,"

Was read the first time and referred to the Committee on Grain and Warehouses.

H. F. No. 429, A bill for an act to amend sections 1836 and 1837 of chapter 24, Revised Laws, 1905.

Was read the first time and referred to the Committee on Soliders' Home.

H. F. No. 434, A bill for an act to protect the public health and health of domestic animals by providing for the inspection of live stock imported into the State of Minnesota for breeding, dairy, work or feeding purposes,

Was read the first time and referred to the Committee on Dairy and Live Stock.

H. F. No. 472, A bill for an act to amend sections 700, 701 and

704 of the Revised Laws of 1905, relating to the incorporation of villages,

Was read the first time and referred to the Committee on Municipal Corporations.

H. F. No. 524, A bill for an act to amend section three thousand six hundred and thirty-seven of the Revised Laws of the State of Minnesota for the year 1905, relating to the salaries and clerk hire of the Judges of Probate.

Was read the first time and referred to the Committee on Judiciary.

H. F. No. 646, A bill for an act entitled an act to authorize any city in the State of Minnesota now or hereafter having a population of over fifty thousand inhabitants to provide necessary funds for the support and maintenance of its police department, and fix the maximum expenditure each year therefor.

Was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis County Delegation.

H. F. No. 753, A bill for an act to amend Section 2032, Revised Laws of 1905, relating to the construction of railroads and the giving of notice and filing of maps thereof with the Railroad and Warehouse Commission.

Was read the first time and referred to the Committee on Railroads.

Mr. Clague moved—

That the rules be suspended and that

H. F. No. 753, A bill for an act to amend Section 2032, Revised Laws of 1905, relating to the construction of railroads and the giving of notice and filing of maps thereof with the Railroad and Warehouse Commission,

Be read the second time and substituted for S. F. No. 567,

Which motion prevailed.

H. F. No. 753,

Was read the second time.

Mr. Clague moved that S. F. No. 567 be indefinitely postponed,  
Which motion prevailed.

H. F. No. 754, A bill for an act to amend sections 2038, 2039 and 2040, Revised Laws, 1905, relating to the abandonment of railroads,

Was read the first time.

Mr. Clague moved—

That the rules be suspended and that

H. F. No. 754, A bill for an act to amend Sections 2038, 2039 and 2040, Revised Laws of 1905, relating to the abandonment of railroads,

Be read the second time and be substituted for S. F. No. 553,

Which motion prevailed.

H. F. No. 754,

Was read the second time.

On motion of Mr. Clague, S. F. No. 553 was indefinitely postponed.

H. F. No. 976, A bill for an act to amend Section 1966 of the Revised Laws of 1905, relating to hearings before the Railroad and Warehouse Commission,

Was read the first time and referred to the Committee on Railroads.

H. F. No. 1024, A bill for an act to amend Section 880, Revised Laws of 1905, relating to taxes,

Was read the first time and referred to the Committee on Taxes and Tax Laws.

H. F. No. 1030, A bill for an act to legalize newspapers in certain cases,

Was read the first time.

Mr. Fosseen moved—

That the rules be suspended and that

H. F. No. 1030, A bill for an act to legalize newspapers in certain cases,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 1030, A bill for an act to legalize newspapers in certain cases,

Was read the second time.

Was read the third time.

The question being taken on the passage of the bill,

And the roll being called there were yeas 37 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Pauly,	Sundberg,
Anderson,	Clague,	Hall,	Peterson,	Swanson,
Bedford,	Coller,	Hardy,	Robinson,	Weis,
Calhoun,	Dale,	Johnson, C. A.,	Sageng,	Wilson,
Campbell,	Donaldson,	Johnson, V. L.,	Seward,	Witherstine,
Canestorp,	Du Toit,	Laybourn,	Smith,	Works,
Canfield,	Elwell,	Moonan,	Sullivan,	Wright,
Carpenter,	Fosseen,			

So the bill passed and its title was agreed to.

Mr. Wilson moved that H. F. No. 472 be recalled from the Committee on Municipal Corporations and read the second time and substituted for S. F. No. 640, and that S. F. No. 640 be indefinitely postponed,

Which motion prevailed.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 265, 570, 585, 652, 658, 690, 694, 715, 720, 722, 723, 724, 725, 739, 743, 771,

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 894, 561.

Were read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 13, A bill for an act to amend section one thousand three hundred and twenty-three (1323) of chapter fourteen (14), Revised Laws Minnesota, one thousand nine hundred and five (1905).

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 32 and nays 11, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Naeseth,	Sullivan,
Alderman,	Clague,	Hanson, A. L.,	Peterson,	Sundberg,
Anderson,	Dale,	Hanson, H. E.,	Pugh,	White,
Bedford,	Durment,	Johnson, V. L.,	Robinson,	Wilson,
Briggs,	Elwell,	McGowan,	Sageng,	Witherstine,
Canestorp,	Fitzpatrick,	Moonan,	Seward,	Wright,
Canfield,	Fosseen,			

Those who voted in the negative were:

Calhoun,	Dunn,	Gunn,	Hall,	Stephens,
Cooke,	Du Toit,	Hackney,	Poehler,	Works,
Donaldson,				

So the bill passed and its title was agreed to.

S. F. No. 490, entitled "A bill for an act to separately tax as real estate miner rights and reservations in lands when held or owned by one who does not own the lands in fee simple,"

Was read the third time and put upon its final passage,

The question being taken on the passage of the bill

And the roll being called there were yeas 35 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canestorp,	Farrington,	Hanson, H. E.,	Robinson,
Alderman,	Canfield,	Fitzpatrick,	Johnson, V. L.,	Sageng,
Anderson,	Carpenter,	Fosseen,	McGowan,	Seward,
Bedford,	Cashman,	Gunderson,	Moonan,	Sundberg,
Briggs,	Dale,	Gunn,	Naeseth,	White,
Calhoun,	Durment,	Hackney,	Pauly,	Witherstine,
Campbell,	Du Toit,	Hanson, A. L.,	Peterson,	Wright,

So the bill passed and its title was agreed to.

S. F. No. 478, A bill for an act to amend section seven hundred eleven (711) of the Revised Laws of one thousand nine hundred five (1905), relating to village officers,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 33 and nays 3, as follows:

Those who voted in the affirmative were:

Alderman,	Canfield,	Gunn,	Peterson,	Swanson,
Anderson,	Clague,	Hall,	Poehler,	Weis,
Bedford,	Coller,	Hanson, A. L.,	Sageng,	White,
Briggs,	Dale,	Hanson, H. E.,	Snaller,	Wilson,
Calhoun,	Durment,	Johnson, V. L.,	Seward,	Witherstine,
Campbell,	Farrington,	Laybourn,	Sundberg,	Wright,
Canestorp,	Fitzpatrick,	Pauly,		

Those who voted in the negative were:

Ahmann,	Donaldson,	Robinson,
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So the bill passed and its title was agreed to.

S. F. No. 488, A bill for an act to amend Section one thousand five hundred and eighty-nine (1589) of the Revised Laws of one thousand nine hundred and five (1905), relating to the reports of Public Examiner,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 37 and nays 1, as follows:

Those who voted in the affirmative were:

Ahmann,	Calhoun,	Cashman,	Durment,	Fitzpatrick,
Alderman,	Campbell,	Coller,	Du Toit,	Fosseen,
Anderson,	Canestorp,	Dale,	Elwell,	Gunderson,
Briggs,	Canfield,	Donaldson	Farrington,	Gunn,

Hackney,	Johnson, V. L.,	Poehler,	Schaller,	Weis,
Hanson, A. L.,	Moonan,	Pugh,	Seward,	Witherstine,
Hanson, H. E.,	Pauly,	Robinson,	Sundberg,	Wright,
Hardy,				

Mr. Sageng voted in the negative.

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 68, A bill for an act to authorize the Board of County Commissioners of any county in this state to change the name of any town within such county,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Gunderson,	Moonan,	Schaller,
Alderman,	Clague,	Gunn,	Naeseth,	Seward,
Anderson,	Coller.	Hall,	Peterson,	Smith,
Briggs,	Cooke,	Hanson, A. L.,	Poehler,	Sundberg,
Calhoun,	Dale,	Hanson, H. E.,	Pugh,	Weis,
Campbell,	Donaldson,	Hardy,	Robinson,	Wilson,
Canestorp,	Elwell,	Johnson, C. A.,	Sageng,	Witherstine,
Canfield,	Fosseen,	Johnson, V. L.,		

So the bill passed and its title was agreed to.

H. F. No. 320, A bill for an act to accept the grant of moneys authorized by an act of Congress of the United States entitled "An act to provide for an increased annual appropriation for agricultural experiment stations and regulating the expenditure thereof," approved March 16, 1906,

Was read the third time and put on its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canestorp,	Cooke,	Farrington,	Hanson, A. L.,
Alderman,	Canfield,	Dale,	Fosseen,	Hanson, H. E.,
Bedford,	Carpenter,	Donaldson,	Gunderson,	Hardy,
Briggs,	Cashman,	Du Toit,	Gunn,	Johnson, C. A.,
Campbell,	Clague,	Elwell,	Hall,	Johnson, V. L.,

McColl,	Peterson,	Seward,	Weis,	Witherstine,
Moonan,	Robinson,	Smith,	White,	Works,
Naeseth,	Sageng,	Sundberg,	Wilson,	Wright,

So the bill passed and its title was agreed to.

H. F. No. 336, A bill for an act to authorize counties having not less than forty per cent of uncultivated land, to appropriate money to be used for the purpose of maintaining an exhibit at the State Fair.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 35 and nays 2, as follows:

Those who voted in the affirmative were:

Alderman,	Cashman,	Farrington,	Johnson, V. L.,	Schaller,
Bedford,	Clague,	Fitzpatrick,	McColl,	Smith,
Briggs,	Coller,	Fosseen,	Moonan,	Sundberg,
Campbell,	Cooke,	Gunn,	Naeseth,	Weis,
Canestorp,	Donaldson,	Hall,	Pauly,	Witherstine,
Canfield,	Dunn,	Hanson, H. E.,	Pugh,	Works,
Carpenter,	Durment,	Johnson, C. A.,	Sageng,	Wright,

Those who voted in the negative were:

Ahmann,	Du Toit,
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So the bill passed and its title was agreed to.

H. F. No. 349, A bill for an act to validate certain bonds heretofore purchased by the State Board of Investment with the funds of the State of Minnesota.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Du Toit,	Moonan,	Smith,
Alderman,	Clague,	Eiwell,	Naeseth,	Sullivan,
Anderson,	Coller,	Hanson, H. E.,	Peterson,	Swanson,
Bedford,	Cooke,	Johnson, C. A.,	Pugh,	White,
Briggs,	Dale,	Johnson, V. L.,	Robinson,	Wilson,
Campbell,	Donaldson,	Laybourn,	Sageng,	Witherstine,
Canestorp,	Dunn,	McColl,	Schaller,	Works,
Canfield,	Durment,	McGowan,	Seward,	Wright,
Carpenter,				

So the bill passed and its title was agreed to.

## THIRD READING OF SENATE BILLS.

S. F. No. 51, entitled, A bill for an act making certain contracts entered into with unlawful trusts and combinations within the meaning of section five thousand one hundred sixty-eight (5168), of the Revised Laws of Minnesota for one thousand nine hundred five (1905), null and void, providing civil remedies in such cases; together with rules of pleading and of evidence, and other procedures in reference thereto,"

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 41 and nays 6, as follows:

Those who voted in the affirmative were:

Ahmann,	Clague,	Fitzpatrick,	McColl,	Seward,
Alderman,	Coller,	Forseen	McGowan,	Sundberg,
Anderson,	Cooke,	Gunderson,	Moonan,	Weis,
Bedford,	Dale,	Gunn,	Naeseth,	White,
Briggs,	Donaldson,	Hanson, A. L.,	Pauly,	Wilson,
Canestorp,	Du Toit,	Hanson, H. E.,	Robinson,	Witherstine,
Canfield,	Elwell,	Johnson, C. A.,	Sageng,	Works,
Carpenter,	Farrington,	Johnson, V. L.,	Schaller,	Wright,
Cashman,				

Those who voted in the negative were:

Calhoun,	Durment,	Laybourn,	Pugh,	Smith,
Campbell,				

So the bill passed and its title was agreed to.

## THIRD READING OF HOUSE BILLS.

H. F. No. 149, A bill for an act providing that officers of school districts may designate depositories for school district moneys and requiring the deposit of school district moneys in such depositories and exempting school district treasurers from liability from such deposit.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 31 and nays 12, as follows:

Those who voted in the affirmative were:

Ahmann,	Durment	Hackney,	Pauly,	Sullivan,
Alderman,	Du Toit,	Hanson, A. L.,	Pugh,	Sundberg,
Bedford,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canestorp,	Fosseen,	Laybourn,	Sageng,	Wilson,
Canfield,	Gunderson,	McColl,	Schaller,	Witherstine,
Carpenter,	Gunn,	Naeseth,	Seward,	Wright,
Cashman,				

Those who voted in the negative were:

Anderson,	Coller,	Hanson, H. E.,	Poehler,	Weis,
Briggs,	Dale,	Moonan,	Smith,	Works,
Campbell,	Donaldson,			

So the bill did not pass.

H. F. No. 260, A bill for an act to amend section 57, Revised Laws 1905, providing fees for serving notices of expiration of redemption from tax sales.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Farrington,	Naeseth,	Seward,
Alderman,	Cashman,	Hall,	Pauly,	Sundberg,
Anderson,	Clague,	Hanson, A. L.,	Peterson,	Weis,
Bedford,	Cooke,	Hanson, H. E.,	Poehler,	White,
Briggs,	Dale,	Johnson, C. A.,	Pugh,	Witherstine,
Calhoun,	Durment,	Johnson, V. L.,	Robinson,	Works,
Canestorp,	Du Toit,	Laybourn,	Sageng,	Wright,
Canfield,	Elweil,	McColl,	Schaller,	

So the bill passed and its title was agreed to.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled—

S. F. Nos. 298, 433 and 526,

Which report was agreed to.

#### INTRODUCTION OF BILLS—CONT.

Mr. Poehler introduced—

S. F. No. 826, A bill for an act to license peddlers and hawkers in the State of Minnesota,

Which was read the first time and referred to the Committee on General Legislation.

Mr. Elwell, by request, introduced—

S. F. No. 827, A bill for an act to amend Sections nine hundred thirty-six (936) and nine hundred thirty-seven (937) of Revised Laws one thousand nine hundred five (1905), relating to sales of land for taxes,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Donaldson introduced—

S. F. No. 828, A bill for an act to appropriate money to aid in completing a road in the township of Lynn in the County of McLeod in the State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Canfield introduced—

S. F. No. 829, A bill for an act requiring the preservation of certain documents relating to gross earnings of companies paying tax on same and prescribing penalty for destruction or mutilation of such documents,

Which was read the first time and referred to the Committee on Railroads.

Mr. Schaller introduced—

S. F. No. 830, A bill for an act to amend "An act authorizing cities having a population of 10,000 or less to establish and maintain a general system of sewers and to maintain, alter, re-lay and extend any existing system of sewers and to provide for the cost thereof and to create sewer districts within the limits of such cities, being Chapter three hundred twelve (312) of the General Laws of Minnesota, one thousand nine hundred three (1903),

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Schaller introduced—

S. F. No. 831, A bill for an act to appropriate money to assist in the repair of a certain road in Dakota County, Minnesota,

Which was read the first time and referred to the Committee on Road and Bridges.

Mr. Hackney (by request) introduced—

S. F. No. 832, A bill for an act defining the term "Alcoholic" or Intoxicating liquor,

Which was read the first time and referred to the Committee on Temperance.

Mr. Hackney introduced—

S. F. No. 833, A bill for an act to give the regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in Section 21, Township 29, Range 23 west, to the United States Government for the purpose of erecting a building for the weather bureau or for other agricultural purposes,

Which was read the first time.

Mr. Hackney moved—

That the rules be suspended and that

S. F. No. 833, A bill for an act to give the regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in Section 21, Township 29, Range 23 west, to the United States Government for the purpose of erecting a building for the weather bureau or for other agricultural purposes,

Be read the second and third times and placed on its final passage.

Which motion prevailed.

S. F. No. 833,

Was read the second time.

S. F. No. 833, A bill for an act to give the regents of the University of Minnesota authority to deed not more than an acre of land of the University Farm in Ramsey County, Minnesota, in Section 21, Township 29, Range 23 west, to the United States

Government for the purpose of erecting a building for the weather bureau or for other agricultural purposes.

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 42 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Hanson, H. E.,	Peterson,	Sullivan,
Bedford,	Dale,	Hardy,	Poehler,	Swanson,
Briggs,	Dunn,	Johnson, C. A.,	Pugh,	Weis,
Calhoun,	Durment,	Johnson, V. L.,	Robinson,	White,
Campbell,	Elwell,	Laybourn,	Sageng,	Wilson,
Canfield,	Gunderson,	Moonan,	Schaller,	Witherstone,
Carpenter,	Gunn,	Naeseth,	Seward,	Works,
Clague,	Harkney,	Pauly,	Smith,	Wright,
Coller,	Hanson, A. L.,			

So the bill passed and its title was agreed to.

Mr. Gunn introduced—

S. F. No. 834, A bill for an act to amend Section one thousand two hundred five (1205) of the Revised Laws of one thousand nine hundred five (1905), relating to tax levy for County Road and Bridge Fund as amended by Chapter one hundred ninety-five (195) of the General Laws of one thousand nine hundred five (1905),

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. McColl introduced—

S. F. No. 835, A bill for an act to appropriate money for child and animal protection to be expended by the State Bureau created for that purpose,

Which was read the first time and referred to the Committee on Finance.

Mr. McColl (by request) introduced—

S. F. No. 836, A bill for an act entitled "An act for the fixing of the salaries of the Chief Engineer, First, Second and Third Assistant Engineers and District and Battalion Chiefs of the Fire Department, and of the Superintendent of Fire Alarm Telegraph

in all cities in this State now or hereafter having a population of more than fifty thousand (50,000) inhabitants,

Which was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis County Delegation.

Mr. McColl introduced—

S. F. No. 837, A bill for an act entitled "An act providing for the appointment of assessors and Boards of Equalization in cities of over fifty thousand (50,000) and defining their duties and compensation,

, Which was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis County Delegation.

Mr. Cashman introduced—

S. F. No. 838, A bill for an act to appropriate the sum of one thousand five hundred twenty-nine (1,529) dollars to reimburse C. J. Balch for property burned, destroyed and injured in the fire at the State Public Schools in January 25th, 1904,

Which was read the first time and referred to the Committee on Claims.

Mr. Peterson introduced—

S. F. No. 839, A bill for an act to legalize and validate certain mortgages of exempt personal property, signed by husband and wife and heretofore filed for record,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Peterson introduced—

S. F. No. 840, A bill for an act to legalize the foreclosure of mortgages by advertisement where the power of attorney to foreclose the same has not been executed, or where the same has been executed but has not been recorded or filed for record until after the mortgage foreclosure sale,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Peterson (by request) introduced—

S. F. No. 841, A bill for an act to amend Sections four hundred

eighty-one (481) and four hundred ninety-four (494), Revised Laws of one thousand nine hundred five (1905), relating to the election and terms of office of county auditor and county treasurer,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Peterson (by request) introduced—

S. F. No. 842, A bill for an act to provide for encouraging the improvement of live stock and to appropriate money therefor,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Durment introduced—

S. F. No. 843, A bill for an act to provide for the appointment of the directors of the Board of Control of any city and county in this state and to validate the acts of the directors heretofore appointed,

Which was read the first time and referred to the Committee on Ramsey Delegation.

Mr. McGowan introduced—

S. F. No. 844, A bill for an act relating to the inspection of petroleum products,

Which was read the first time and referred to the Committee on Illuminating Oils.

Mr. McGowan introduced—

S. F. No. 845, A bill for an act to provide for the appointment of a city assessor in cities having a population of fifty thousand (50,000) or over and fixing the salary therefor,

Which was read the first time and referred to the Hennepin County Delegation.

Mr. Wise and Glotzbach introduced—

S. F. No. 846, A bill for an act to appropriate money to aid in the construction of a bridge and approaches thereto over the Cannon River on the county line between Rice and Le Sueur Counties in the State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Cooke introduced—

S. F. No. 847, A bill for an act to require all live stock insurance companies doing business in the State of Minnesota to make certain monthly reports to the Live Stock Sanitary Board,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

Mr. Cooke introduced—

S. F. No. 848, A bill for an act to require live stock insurance companies organized under the stock plan to deposit with the Insurance Commissioner certain securities,

Which was read the first time and referred to the Committee on Dairy Products and Live Stock.

The Game and Fish Committee introduced—

S. F. No. 849, A bill for an act to amend Chapter one hundred eighty-six (186) of the General Laws of one thousand nine hundred five (1905), relating to the preservation, propagation, protection, taking, use and transportation of game and fish,

Which was read the first time.

Mr. Hardy moved—

That the rules be suspended and that

S. F. No. 849, A bill for an act to amend Chapter one hundred eighty-six (186) of the General Laws of one thousand nine hundred five (1905), relating to the preservation, propagation, protection, taking, use and transportation of game and fish,

Be read the second time and put upon General Orders,

Which motion prevailed.

S. F. No. 849,

Was read the second time.

Mr. Peterson introduced—

S. F. No. 850, A bill for an act to amend Sec. five hundred thirty-six, Revised Laws of one thousand nine hundred five (1905), relating to register of deeds,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Wright introduced—

S. F. No. 851, A bill for an act requiring any person, company or corporation operating any railroad in this state, and whose railroad tracks cross the right of way of any other railroad, to stop at the nearest crossing of said railroad,

Which was read the first time and referred to the Committee on Railroads.

Mr. Swanson introduced—

S. F. No. 852, A bill for an act to appropriate money to be expended by the State Board of Control for the purchase of certain lands adjacent to the land now occupied by the State Asylum at Anoka,

Which was read the first time and referred to the Committee on Finance.

Mr. Johnson, V. L., introduced—

S. F. No. 853, A bill for an act to amend Section four hundred twenty-eight (428), Revised Laws one thousand nine hundred five (1905), relating to publications of official proceedings of county boards,

Which was read the first time and referred to the Committee on Towns and Counties.

Mr. Johnson, V. L., introduced—

S. F. No. 854, A bill for an act to amend section one thousand four hundred forty-four (1344) of the Revised Laws of Minnesota of one thousand nine hundred five (1905), relating to the hiring and employment of superintendents of schools and teachers in school districts,

Which was read the first time and referred to the Committee on Education.

Mr. Gunderson introduced—

S. F. No. 855, A bill for an act entitled An act to amend Section twelve (12) of Chapter three hundred five (305) of the General Laws of Minnesota of the year one thousand nine hundred five (1905), the same being known as Section three thousand three

hundred eighty-one (3381) of the Revised Laws of one thousand nine hundred five (1905), relating to the registration of land and the title thereto in counties of this state having more than seventy-five thousand inhabitants,

Which was read the first time and referred to the Committee on Hennepin, Ramsey and St. Louis County Delegation.

Mr. Carpenter introduced—

S. F. No. 856, A bill to repeal Chapter three hundred and eighty-one of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the Judge of Probate of Wright County,

Which was read the first time.

Mr. Carpenter moved—

That the rules be suspended and that

S. F. No. 856, A bill to repeal Chapter three hundred and eighty-one of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the Judge of Probate of Wright County,

Be read the second and third times and placed on its final passage.

Which motion prevailed.

S. F. No. 856

Was read the second time.

S. F. No. 856, A bill to repeal Chapter three hundred and eighty-one of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to fix the compensation of the Judge of Probate of Wright County,

Was read the third time.

The question being taken on the passage of the bill,

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunn,	Pauly,	Sullivan,
Alderman,	Cashman,	Hall,	Peterson,	Stephens,
Anderson,	Clague,	Hanson, A. L.,	Pugh,	Weis,
Bedford,	Cooke,	Haray,	Robinson,	White,
Briggs,	Dale,	Johnson, C. A.,	Sageng,	Wilson,
Calhoun,	Durment,	Johnson, V. L.,	Schaller,	Witherstine,
Campbell,	Elwell,	Laybourn,	Seward,	Works,
Canestorp,	Farrington,	Moonan,	Smith,	Wright,
Canfield,	Gunderson,	Naeseth,		

So the bill passed and its title was agreed to.

Mr. Carpenter introduced—

S. F. No. 857, A bill for an act to repeal Chapter four hundred thirty-two (432) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to regulate and fix the compensation of the Clerk of the District Court of Wright County,

Which was read the first time.

Mr. Carpenter moved—

That the rules be suspended and that

S. F. No. 857, A bill for an act to repeal Chapter four hundred thirty-two (432) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889), entitled "An act to regulate and fix the compensation of the Clerk of the District Court of Wright County,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 857

Was read the second time.

S. F. No. 857, A bill for an act to repeal Chapter four hundred thirty-two (432) of the Special Laws of the State of Minnesota for the year one thousand eight hundred and eighty-nine (1889),

And the roll being called there were yeas 43 and nays none, as follows:

entitled "An act to regulate and fix the compensation of the Clerk of the District Court of Wright County,

Was read the third time.

The question being taken on the passage of the bill,

Ad the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Laybourn	Sundberg,
Anderson,	Cashman,	Hackney,	McColl,	Weis,
Bedford,	Cooke,	Hall,	Moonan,	White,
Briggs,	Dale,	Hanson, A. L.,	Nacseth,	Wilson,
Calhoun,	Durment,	Hanson, H. E.,	Putnam,	Witherstine,
Campbell,	Du Toit,	Hardy,	Robinson,	Works,
Canestorp,	Elwell,	Johnson, C. A.,	Sageng,	Wright,
Canfield,	Farrington,	Johnson, V. L.,	Seward,	

So the bill passed and its title was agreed to.

Mr. Peterson (by request) introduced—

S. F. No. 858, A bill for an act to appropriate money to pay George Moore for services performed by him for the state,

Which was read the first time and referred to the Committee on Claims.

Mr. Dale (by request) introduced—

S. F. No. 859, A bill for an act to legalize the separation of townships from villages or cities organized under a general or special law under Chapter fifty-two (52) of the General Laws of the State of Minnesota, one thousand eight hundred ninety-seven (1897),

Which was read the first time and referred to the Committee on Judiciary.

Mr. Dale (by request) introduced—

S. F. No. 860, A bill for an act to appropriate the sum of two hundred thirty-two dollars twenty-six cents (\$232.26) to reimburse C. W. Soesbe for interest and penalty erroneously collected on school certificates,

Which was read the first time and referred to the Committee on Claims.

Mr. Calhoun introduced—

S. F. No. 861, A bill for an act to amend Section one thousand six hundred nineteen (1619) of the Revised Laws of Minnesota for the year one thousand nine hundred five (1905), relating to the publication of statements of insurance companies,

Which was read the first time and referred to the Committee on Insurance.

Mr. Moonan introduced—

S. F. No. 862, A bill for an act to amend Section thirty-three (33) of Chapter two hundred thirty (230), General Laws of Minnesota for one thousand nine hundred five (1905), relating to expenses in judicial ditch proceedings,

Which was read the first time and referred to the Committee on Drainage.

Mr. Poehler introduced—

S. F. No. 863, A bill for an act to appropriate the sum of five hundred dollars (\$500) to aid in the repair and improvement of a road on the section line between Sections seventeen (17), eighteen (18), nineteen (19) and twenty (20) in Township of Dryden, County of Sibley, State of Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Phoeler introduced—

S. F. No. 864, A bill for an act to appropriate the sum of five thousand dollars (\$5,000) to aid in the construction of a bridge between sections twenty-six (26) and thirty-five (35), in township 113, range 28, Sibley county, Minnesota.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. McColl introduced—

S. F. No. 865, A bill for an act entitled an act to provide for a retirement fund for public school teachers in cities of this state now or hereafter having a population of over fifty thousand (50,-

ooo) inhabitants and to provide for a governing board for the management, control and distribution of such fund,

Which was read for the first time and referred to the Hennepin, Ramsey and St. Louis County Delegation.

Mr. Hackney introduced—

S. F. No. 866, A bill for an act to provide for the lease and sale of school lands and swamp lands belonging to the State of Minnesota,

Which was read the first time and referred to the Committee on Public Lands.

Mr. Peterson moved that the Senate take a recess until 8 o'clock to-night.

#### EVENING SESSION.

The Senate reconvened at 8 o'clock, President Smith pro tem., in the chair.

#### INTRODUCTION OF BILLS.

Mr. Sundberg introduced—

S. F. No. 867, A bill to appropriate money to aid in the construction of a bridge across the Roseau River in the Counties of Kittson and Roseau, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Sageng introduced—

S. F. No. 868, A bill for an act regulating the day on which the open season for killing game birds may begin,

Which was read the first time and referred to the Committee on Game and Fish.

Mr. Wright introduced—

S. F. No. 869, A bill for an act to amend sections nine (9) and ten (10), chapter one hundred sixty-three (163), Laws of one thousand nine hundred five (1905), relating to the designating of State Roads by county commissioners and the crediting to county

road and bridge funds by the county treasurers of moneys apportioned by the Highway Commission,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Robinson introduced—

S. F. No. 870, A bill for an act providing for altering boundaries of cities by the annexation of territory adjacent thereto in certain cases,

Which was read the first time and referred to the Committee on Municipal Corporations.

Mr. Schaller introduced—

S. F. No. 871, A bill for on act to assist in improving and planking the high bridge across the Mississippi River at Hastings, between the Counties of Washington and Dakota, Minnesota, and improving the road and approaches leading thereto in the County of Washington, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Schaller introduced—

S. F. No. 872, A bill for an act to appropriate money to improve and repair that certain road known as Mendota Avenue in the town of Mendota, Dakota county, Minnesota,

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Schaller introduced—

S. F. No. 873, A bill for an act authorizing County Commissioners in counties of less than twenty-five thousand (25,000) inhabitants to provide for clerk hire for the Judge of Probate,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Schaller introduced—

S. F. No. 874, A bill for an act to re-enact chapter two hundred seventy-one (271), Laws of one thousand nine hundred one (1901),

as amended by chapter two hundred sixty-six (266), Laws of one thousand nine hundred five (1905), relating to burial of indigent and insane soldiers and sailors,

Which was read the first time and referred to the Committee on Finance.

Mr. Dale introduced—

S. F. No. 875, A bill for an act to amend section twenty-five (25), of chapter two hundred thirty (230) of the Laws of Minnesota for the year one thousand nine hundred five (1905), the same being entitled, "An act providing for the drainage of lands and meandered bodies of water in certain cases, providing for the construction and repair of ditches, dykes, roads, drains and water courses, and for the reimbursement in certain cases of owners of lands, drained, etc.,

Which was read the first time and referred to the Committee on Drainage.

Mr. Peterson introduced—

S. F. No. 876, A bill for an act to amend section four thousand nine hundred thirty-four (4934), Revised Laws one thousand nine hundred five (1905), relating to failure to support wife and child and punishment therefor,

Which was read the first time and referred to the Committee on Judiciary.

Mr. Hanson, A. L., introduced—

S. F. No. 877, A bill for an act to amend section ten (10) of chapter one hundred sixty-three (163), General Laws.

Which was read the first time and referred to the Committee on Roads and Bridges.

Mr. Sageng introduced—

S. F. No. 878, A bill for an act to amend section one thousand nine hundred ninety-six (1996), Revised Laws one thousand nine hundred six (1906), relating to railroad farm crossings,

Which was read the first time and referred to the Committee on Railroads.

Mr. McColl introduced—

S. F. No. 879, A bill for an act to provide for the appointment of the directors of the Board of Control of any city and county in this state and to validate the acts of the directors heretofore appointed,

Which was read the first time and referred to the Ramsey County Delegation.

Mr. Wright introduced—

S. F. No. 880, A bill for an act relating to inspetion of petroleum products,

Which was read the first time and referred to the Committee on Illuminating Oils.

Mr. Farrington moved—

That the rules be suspended and that

S. F. No. 550, A bill for an act to amend section forty-six (46), chapter three hundred forty-four (344) of the General Laws of Minnesota for one thousand nine hundred five (1905), relating to the use of fish houses,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 550

Was read the second time.

S. F. No. 550, A bill for an act to amend section forty-six (46), chapter three hundred forty-four (344) of the General Laws of Minnesota for one thousand nine hundred five (1905), relating to the use of fish houses,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 36 and nays none, as follows :

Those who voted in the affirmative were :

Ahmann,	Briggs,	Carpenter,	Donaldson,	Farrington,
Alderman,	Calhoun,	Cashman,	Durment,	Fosseen.
Anderson,	Campbell,	Dale,	Elwell,	Gunderson,

Gunn,	Johnson, V. L.,	Naeseth,	Robinson,	Sundberg,
Hall,	Laybourn,	Pauly,	Sageng,	Weis,
Hanson, A. L.,	McColl,	Poehler,	Seward,	White,
Hanson, H. E.,	Moonan,	Pugh,	Smith,	Witherstine,
Johnson, C. A.,				

So the bill passed and its title was agreed to.

Mr. Calhoun introduced—

S. F. No. 881, A bill for an act to amend section sixteen (16) of chapter one hundred sixty-five (165) of the General Laws of the State of Minnesota for the year one thousand nine hundred five (1905),

Was read the first time and referred to the Hennepin County Delegation.

Mr. Johnson, V. L., introduced—

S. F. No. 882, A bill for an act to provide for the assessment of property which may hereafter be unlawfully omitted in the assessment of property in the county in which it is situated and for a re-assessment where there has been a gross under valuation of such property,

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

#### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Durment in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration,

S. F. Nos. 105, 43, 580, 615, 590, 610, 626, 241, 501, 574, 596, 677, H. F. No. 401,

Which they report back and recommend that they do pass.

Also,

S. F. No. 647, 654, 347, 226, 410, 416, 425, 545, 692, 709, 346, 458, 611, 633, 634, 657, H. F. No. 98,

Upon which they report progress and ask leave to sit again.

Also,

S. F. Nos. 489, 361 and 365,

Which they report back and recommend that they be referred to the Finance Committee without losing their place on General Orders.

Also S. F. No. 580, on which they report progress with the adoption of the following amendment:

Add the following sentence to section 1, after the word "dollars" on line 12:

"That in all cities in this state now or hereafter having a population of over fifty thousand (50,000) inhabitants, the collection and disposal of night soil for privy vaults and contents of cess-pools shall be under the charge and supervision of, and shall be done by, the department of health of such cities."

Also H. F. No. 360, which they recommend to pass with the following amendment:

Amend by striking out lines 11, 12, 13 and so much of line 14 up to and including the word "Minneapolis" in said line, and inserting in lieu thereof the following:

"corporation, shall be expended under the direction of the Chairman of the Board of County Commissioners of Hennepin county, the County Surveyor of Hennepin county, the Chairman of the Board of County Commissioners of Scott county, the President of the Village Council of the Village of Hamilton, Scott county, Minnesota, and their successors in office, John Goodspeed of the Township of Richfield, Hennepin county, Henry Kell of the Township of Bloomington, Hennepin county, Sherman S. Smith of the City of Minneapolis, Minn., and John Thiem of the City of Shakopee, Minn."

Also S. F. No. 565, which they recommend to pass with the following amendments:

Amend S. F. No. 565, by inserting the words "and other instruments" after the word "mortgages" in the 18th line of the printed bill; and striking out the words "at a fee of fifteen cents for each transfer" in the 20th and 21st lines of the printed bill.

Also strike out the word "five" in the 17th line of printed bill and insert the word "two" in lieu thereof.

Amend S. F. No. 565, section 1, in line 8, add after letter "M" "or by using red ink for mortgages and black ink for deeds."

Mr. Durment moved that the report of the committee be adopted.

On motion of Mr. Wright

S. F. No. 43 was excepted from the report.

On motion of Mr. Durment the report of the Committee of the Whole was adopted except as to S. F. No. 43.

Mr. Seward moved that the report of the Committee as to S. F. No. 43 be adopted,

Which motion prevailed.

On motion of Mr. Witherstine the Senate adjourned until tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

## FIFTY-SIXTH DAY.

ST. PAUL, TUESDAY, April 2, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Hackney,	Naeseth,	Stephens,
Alderman,	Dale,	Hall,	Nelson,	Sullivan,
Anderson,	Donaldson,	Hanson, A. L.,	Pauly,	Sundberg,
Bedford,	Dunn,	Hanson, H. E.,	Peterson,	Swanson,
Briggs,	Durment,	Hardy,	Poehler,	Thorpe,
Calhoun,	Du Toit,	Hinton,	Pugh,	Vail,
Campbell,	Elvell,	Johnson, C. A.,	Putnam,	Weis,
Canestorp,	Farrington,	Johnson, V. L.,	Robinson,	White,
Canfield,	Fitzpatrick,	Johnston,	Sageng,	Wilson,
Carpenter,	Fosseen,	Laybourn,	Schaller,	Witherstine,
Cashman,	Glotsbach,	McColl,	Seward,	Works,
Clague,	Gunderson,	McGowan,	Smith,	Wright,
Coller,	Gunn,	Moonan,		

Quorum present.

On motion of Mr. Calhoun H. F. No. 542 was referred to the Committee on Public Health and Pure Food.

Mr. Wright moved that the vote by which S. F. No. 520 was lost be reconsidered and placed on General Orders without recommendation.

Which motion prevailed.

Mr. Nelson moved that the Senate accede to the request of the House for a conference Committee on H. F. No. 77,

Which motion prevailed.

The President appointed as such committee on the part of the Senate, Messrs. Schaller, Nelson and Donaldson.

## REPORTS OF STANDING COMMITTEES.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 624, A bill for an act to amend section two thousand seven hundred and fourteen (2714), Revised Laws of one thousand nine hundred and five (1905), relating to printing.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 751,

Reports the same back without recommendation.

Adopted.

Mr. Sageng, from the Committee on Printing, to which was referred—

S. F. No. 752,

Reports the same back without recommendation.

Mr. Hall, from the Committee on Railroads, to which was referred—

S. F. No. 9, A bill for an act relating to railroad rates in the state of Minnesota and prohibiting any railroad company doing business in said state of Minnesota from charging or receiving any greater compensation for the transportation of passengers or of like kind or class and quantity of property or freight of any description for a shorter than for a longer distance over the same line.

Reports that the same be amended by adding to the title thereof, after the word "lines" in the last line thereof, the words "and relating to joint rates over two or more connecting lines of railway between points within this state, and repealing section 2018, Revised Laws 1905."

And by striking out of said bill section 1 thereof, and that sections 2, 3, 4, 5, 6, 7 and 8 respectively be renumbered and known as sections 1, 2, 3, 4, 5, 6 and 7, respectively.

And by adding the following section, to be known as section 8:

Section 8. Every owner or consignor of freight to be transported by railway from any point within this state to any other points within this state, shall have the right to require that the same shall be transported over two or more connecting lines of railway, to be transferred at the connecting point or points without change of car or cars, if in carload lots, and with change of car or cars if in less than car lots, whenever the distance from the place of shipment to destination, both being within this state, is less over two or more connecting lines of railway than it is over a single line of railway or where the initial line does reach the place of destination, and it shall be the duty, upon the request of any such owner or consignor of freight made to the initial company of such railway companies whose lines so connect, to transport the freight without change of car or cars if the shipment be in carload lots and with change of car or cars if it be in less than car lots from the place of shipment to destination whenever the distance from the place of shipment to destination, both being within this state, is less than the distance over a single line or when the initial line does not reach the point of destination for a reasonable joint through rate. This section shall apply to interurban railroads and their connections with ordinary steam railways.

The Board of Railway and Warehouse Commissioners shall, within ten days after this act takes effect, notify in writing every railway company owning or operating a railway within this state, that it will upon a day named in such notice, which day shall not be more than thirty days after giving such notice, take up and investigate the subject of establishing joint through rates as herein provided by the railway lines in this state. It shall also give a similar notice directed "To Whom It May Concern," and so publish the same that it will have general circulation throughout the state. All corporations, partnerships and persons interested in the subject may present themselves at the hearing and be heard under such rules and regulations as the Board may prescribe. At the end of the investigation, which shall be carried on with all due diligence, the said Board of Railway and Warehouse Commissioners shall make and publish a schedule of joint and through railway rates over such routes and for such traffic as in its judgment, the fair and reasonable conduct of the business requires shall be done by carrier

over two or more lines of railway and will promote the interest of the people of this State. In the making thereof and in changing, revising or adding to the same, the Board shall be governed as nearly as may be by the preceding section of this chapter and shall take into consideration, among other things, the rates established for shipments within this state for like distances over single lines, the rates charged by the railway companies operating such connecting lines and points, interstate shipments and the increased cost, if any, of a joint through shipment as compared with a shipment over a single line for like distance. In establishing such rates for shipment in less than carload lots, in cases where at the connecting point or points in the line of shipment, the connecting railways have not and are not required to have a common station or stopping place for loading or unloading freight, the Board shall make such lawful regulations as in its judgment will be fair and just respecting the transportation of such freight from the usual unloading place of one railway to the usual loading place of the other. The joint through rates thus established, shall be promulgated by mailing a printed copy thereof to such railway company affected thereby and shall go into effect within 10 days after they are so promulgated and from and after that time, an official printed schedule thereof shall be prima facie evidence in all the courts of this state that the rates therein fixed, are just and reasonable for the joint transportation of such freight, between the points and over the lines described therein. The said Board shall deliver a printed copy of said schedule to any person making application therefor.

The share of any railway company of any joint through rate shall not be construed to fix the charge that it may make for transporting for a similar distance over any part of its line for any single rate shipment or the share of any other joint rate. The Board upon such reasonable notice as it may prescribe, may upon its own motion, or upon the application of any firm, person or corporation interested therein, revise, change or add to any joint through rate fixed or promulgated hereunder and any such revised, changed or added joint rate shall have the same force and effect as the rate or rates originally established.

The said Board is empowered to authorize upon proper hearing, any railway company whose lines connect the point of shipment with the point of destination but requires a longer haul than the joint haul over which the joint rate has been established to change the

joint rate without affecting the charge upon any other part of its line, except that the charge for a like kind of property must not be greater for a shorter than for a longer distance over its railway, all of the shorter haul being included within the longer.

All in this section contained shall apply to interurban railways and their connection with ordinary steam railways as herein provided.

And when so amended reports the same back without recommendation.

Mr. Vail moved that S. F. No. 9 be recommitted to the Railroad Committee.

The question being taken on the adoption of the motion.

And the roll being called there were yeas 18 and nays 28, as follows:

Those who voted in the affirmative were:

Alderman,	Carpenter,	Hackney,	McGowan,	Stephens,
Briggs,	Dunn,	Hall,	Pugh,	Vail,
Calhoun,	Du Toit,	Hardy,	Smith,	Weis,
Campbell,	Gunn,	Johnson, V. L.,		

Those who voted in the negative were:

Ahmann,	Donaldson,	Hanson, H. E.,	Pauly,	Sullivan,
Anderson,	Durment,	Hinton,	Poehler,	Sundberg,
Bedford,	Fitzpatrick,	Johnston,	Robinson,	White,
Canestorp,	Fosseen,	Moonan,	Sageng,	Witherstine,
Cashman,	Gunderson,	Naeseth,	Seward,	Wright,
Dale,	Hanson, A. L.,	Nelson,		

So the motion did not prevail.

Mr. Calhoun, from the Hennepin Delegation, to which was referred—

S. F. No. 760,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hanson, A. L., of the Committee on Immigration, to which was referred—

S. F. No. 128, A bill for an act entitled An act to create a Board of Immigration and for the support of such board.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Gunn, of the Committee on Logs and Lumber, to which was referred—

S. F. No. 775, A bill for an act relating to fees of Surveyors General of logs and lumber in lumber districts wherein logs or timber is received from the State of Minnesota, and any other state, intermingled and separated therein.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred H. F. No. 984.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 623, A bill for an act to conform the organization of the National Guard to that prescribed for the regular and volunteer armies of the United States; amending the provisions of the Military Code, relative to inspection and other allowances, repealing section one thousand and seventy-three (1073), of the Revised Laws of one thousand nine hundred and five (1905), and fixing the term of the Adjutant General.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 621, A bill for an act to amend section one thousand and ninety-six (1,096), Revised Laws of Minnesota for the year one thousand nine hundred and five (1905), fixing the compensation of the Adjutant General and his assistants.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 619, A bill for an act making additional appropriation for the support of the National Guard.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 15, A bill for an act relating to orders made by the Railroad and Warehouse Commission with reference to rebates, fares, charges or classifications of railroad companies.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 148, A bill for an act to amend section four (4) of chapter two hundred and thirty-one (231) of the General Laws of one thousand nine hundred and five (1905), relating to criminal proceedings.

Reports the same back with the recommendation that the bill do pass

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 776,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Hardy, from the Committee on Military Affairs, to which was referred—

S. F. No. 622, A bill for an act making appropriation for contingent expenses in the Adjutant General's office.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Du Toit moved—

That the rules be suspended and that

H. F. No. 776, A bill for an act to amend section 1850 of the Revised Laws of 1905, relating to soldiers when buried by the state.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 776,

Was read the second time.

H. F. No. 776, A bill for an act to amend section 1850 of the Revised Laws of 1905, relating to soldiers when buried by the state.

Was read the third time.

The question being taken on the passage of the bill

And the roll being called there were yeas 45 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Du Toit,	Hinton,	Robinson,
Alderman,	Cashman,	Elwell,	Johnson, C. A.,	Sageng,
Anderson,	Clague,	Farrington,	Johnson, V. L.,	Seward,
Bedford,	Coller,	Fosseen,	Johnston,	Sullivan,
Briggs,	Cooke,	Gunderson,	Laybourn,	Sundberg,
Calhoun,	Dale,	Hall,	Moonan,	Swanson,
Campbell,	Donaldson,	Hanson, A. L.,	Pauly,	White,
Canestorp,	Dunn,	Hanson, H. E.,	Pugh,	Witherstine,
Canfield,	Durment,	Hardy,	Putnam,	Wright,

So the bill passed and its title was agreed to.

#### SECOND READING OF SENATE BILLS.

Being under consideration

S. F. No. 9, 128, 520, 619, 621, 622, 623, 751, 752, 760, 775.

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. Nos. 15, 148, 984.

Were read the second time.

Mr. Seward moved a call of the Senate.

The roll being called, the following Senators answered to their names:

Ahmann,	Clague,	Fosseen,	Laybourn,	Sageng,
Alderman,	Coller,	Gunderson,	McGowan,	Seward,
Anderson,	Cooke,	Gunn,	Moonan,	Smith,
Bedford,	Dale,	Hall,	Naeseth,	Sullivan,
Briggs,	Donaldson,	Hanson, A. L.,	Nelson,	Sundberg,
Calhoun,	Dunn,	Hanson, H. E.,	Pauly,	Swanson,
Campbell,	Durment,	Hardy,	Peterson,	Weis,
Canestorp,	Du Toit,	Hinton,	Pohler,	White,
Canfield,	Elwell,	Johnson, C. A.,	Putnam,	Witherstine,
Carpenter,	Farrington,	Johnson, V. L.,	Robinson,	Wright,
Cashman,	Fitzpatrick,	Johnston,		

On motion of Mr. Seward further proceedings under the call were dispensed with.

## THIRD READING OF SENATE BILLS.

S. F. No. 82, A bill for an act to detach Pipestone County from the Thirteenth Judicial District, and attach the same to the Ninth Judicial District; and to create an additional Judge for the Ninth Judicial District; and to fix the dates for holding court in said County of Pipestone.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 38 and nays 11, as follows:

Those who voted in the affirmative were:

Ahmann,	Cooke,	Fitzpatrick,	Naeseth,	Sundberg,
Alderman,	Coller,	Gunderson,	Pugh,	Swanson,
Bedford,	Donaldson,	Gunn,	Putnam,	Vail,
Briggs,	Dunn,	Hanson, H. E.,	Robinson,	Weis,
Calhoun,	Durment,	Johnson, V. L.,	Seward,	White,
Campbell,	Du Toit,	Johnston,	Smith,	Witherstine,
Cashman,	Elwell,	Laybourn,	Sullivan,	Wright,
Clague,	Farrington,	Moonan,		

Those who voted in the negative were:

Canestorp,	Hackney,	Johnson, C. A.,	Peterson,	Thorpe,
Canfield,	Hanson, A. L.,	Nelson,	Sageng,	Wilson,
Carpenter,				

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS.

H. F. No. 374, A bill for an act authorizing County Boards in certain counties to keep and maintain water in certain navigable lakes at natural height and level,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fitzpatrick,	Moonan,	Sundberg,
Alderman,	Cashman,	Gunderson,	Nelson,	Swanson,
Anderson,	Clague,	Gunn,	Pugh,	Vail,
Bedford,	Donaldson,	Hackney,	Putnam,	Weis,
Briggs,	Durment,	Hanson, A. L.,	Robinson,	White,
Calhoun,	Du Toit,	Hanson, H. E.,	Sageng,	Wilson,
Campbell,	Elwell,	Johnson, V. L.,	Seward,	Witherstine,
Canestorp,	Farrington,	Johnston,	Sullivan,	Wright,
Canfield,				

So the bill passed and its title was agreed to.

H. F. No. 660, A bill for an act amending chapter two hundred forty-three (243) of the Laws of Minnesota for the year one thousand nine hundred five (1905), relating to the election of township supervisors,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Alderman,	Clague,	Hanson, A. L.,	Naeseth,	Sundberg,
Anderson,	Dale,	Hanson, H. E.,	Nelson,	Swanson,
Bedford,	Dunn,	Hardy,	Pugh,	Thorpe,
Briggs,	Durment,	Johnson, C. A.,	Putnam,	Vail,
Calhoun,	Elwell,	Johnson, V. L.,	Sageng,	White,
Canfield,	Gunn,	Johnston,	Seward,	Wilson,
Carpenter,	Hackney,	Laybourn,	Sullivan,	Witherstine,
Cashman,				

So the bill passed and its title was agreed to.

## MESSAGES FROM THE GOVERNOR.

The following messages were received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, April 2, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to submit herewith for the consideration of the Senate the following nominations:

## MEMBER STATE BOARD OF CONTROL.

P. N. Ringdal, of Polk County, member state board of control, to succeed himself, for the term ending April 3, 1913.

## SURVEYORS GENERAL OF LOGS AND LUMBER.

J. G. Armson, of Washington County, surveyor general of logs and lumber for the First District, to succeed himself, for the term ending the third Monday in April, 1909.

Fred E. Wheaton, of Hennepin County, surveyor general of logs and lumber for the Second District, to succeed himself, for the term ending the third Monday in April, 1909.

Frederick L. Ryan, of St. Louis County, surveyor general of logs and lumber for the Fifth District, to succeed himself, for the term ending the first Monday in April, 1909.

Alexander Thompson, of Polk County, surveyor General of logs and lumber for the Seventh District, to succeed himself, for the term ending the third Monday in April, 1909.

Very respectfully,

JOHN A. JOHNSON,  
Governor.

On motion of Mr. Sullivan the rules were suspended and the Senate did consent to advise and confirm the nomination of His Excellency the Governor as to J. G. Armson of Washington County, surveyor general of logs and lumber for the First District, to succeed himself, for the term ending the third Monday in April, 1909.

On motion of Mr. Stephens the rules were suspended and the Senate did advise, consent to and confirm the nomination of His

Excellency the Governor as to P. N. Ringdal, of Polk County, member State Board of Control, to succeed himself, for the term ending April 3, 1913.

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, April 2, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

Sir: I respectfully request that Senator E. E. Smith be permitted to introduce a bill entitled, "A bill for an act to amend section 3148 of the Revised Laws of Minnesota, 1905, relating to the election of vestrymen in the Protestant Episcopal Church."

This request is made under and in accordance with the provisions of section one (1) of article four (4) of the Constitution of this state.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

INTRODUCTION OF BILLS.

Mr. Smith introduced—

S. F. No. 883, A bill for an act to amend section three thousand one hundred forty-eight (3148) of the Revised Laws of Minnesota, one thousand nine hundred five (1905), relating to the election of Vestrymen in the Protestant Episcopal Church,

Which was read the first time and referred to the Committee on Corporations.

GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Sundberg in the chair.

After some time spent therein the Committee rose and reported that they had had under consideration.

S. F. No. 329,

Which they report back and recommend that they do pass,

Also,

S. F. Nos. 403, 104, 360, 269, 151, 292, H. F. No. 204,

Upon which they report progress and ask leave to sit again.

On motion of Mr. Sundberg the report of the Committee was adopted.

STATE CAPITOL, ST. PAUL, April 2, 1907.

*To the Senate and House of Representatives,*

The undersigned, your joint conference committee on House File No. 486, beg to report as follows:

1. That the first meeting of your committee occurred in the late afternoon of March 22, 1907, when it was disclosed to your committee that certain representatives of the several railroad companies doing business in this state, desired to be permitted to appear before your committee expressly and exclusively for the purpose of submitting definite proposals looking towards an adjustment of the differences between the State of Minnesota and said railroad companies now involved in the litigation now pending in the state court and in the federal court of this jurisdiction over the ten orders of the Board of Railroad and Warehouse Commissioners of December 14, 1906, reducing (or which, if made effective, would reduce) the existing commodity freight rates now charged and collected in Minnesota, an equalized average equivalent to 17 37-100 per cent thereof, the effective enforcement of which said ten orders is now enjoined, temporarily, in the said ten actions now pending in said federal court of this jurisdiction,—and in that connection, that said representatives also desired to submit proposals appertaining to any revision of said House File; and accordingly, though we were united in the opinion that we were not then vested with authority to enter upon the consideration of proposals of that sort, nevertheless deeming it not unwise to learn what they might be and deeming it but our duty to do that, Messrs. Peterson and Spooner were directed to inform said representatives that for the purpose stated, they might appear before and would be listened to by your committee at one o'clock and thirty minutes in the afternoon of the next day—that is to say, Saturday, March 23, 1907.

2. That your committee convened at the time and for the purpose above stated when Messrs. R. A. Wilkinson, Pierce Butler and L. L. Brown (two of whom had previously, on different occasions

during the recent session, appeared and been heard by and before the House Railroad Committee and the Senate Railroad Committee of the present Legislature as duly accredited attorneys and representatives of the railroad companies referred to) appeared and on behalf of and as representing, generally, the railroad companies referred to, and as specifically representing, one of them the Great Northern Railway Company, and another of them the Chicago & Northwestern Railway Company and the Chicago, St. Paul, Minneapolis & Omaha Railway Company, made to your committee, without reservation, the following explicit and definite proposals—and at the time stated that if your committee would indicate that the same would be submitted for your consideration, said proposals would be duly reduced to writing and duly executed as binding upon all said railroad companies,—excepting that two of said companies called the weaker companies could not formally execute obligations to submit voluntarily to reduced freight rates such as the said proposals necessarily involved but that said two companies would nevertheless acquiesce therein—acquiesce therein as a matter of necessity.

#### THE PROPOSALS SUBMITTED.

a. That the said railroad companies, separately, would undertake to issue and sell at all stations within this state to all persons desiring to purchase or use the same, good until used between all stations within this state, on the road issuing and selling the same, entirely unlimited, round trip tickets at flat 2 cents per mile.

b. That all said railroad companies would separately undertake to issue and sell to all persons desiring to purchase or use the same, mileage books containing 500 miles of mileage, unlimited as to time of use and good until used on the road issuing the same between all stations in this state thereon and good to be used by the purchaser or any member of his family, including the servants thereof, at flat 2 cents per mile.

c. That the said railroad companies would undertake to issue and sell to all persons desiring to purchase or use the same, interchangeable mileage books containing 1,000 miles of mileage, limited for use to the period of one year after the issuance and sale thereof, any unused portion thereof exchangeable at par at the end of one year of limitation, for live mileage of like kind so that no loss to the purchaser could result from his failure to use the same within the year of limitation of the use thereof, good to be

used by the purchaser on all roads doing business in this state, at flat 2 cents per mile.

d. Extend to the public hereafter, as hitherto, all usual passenger transportation facilities and conveniences, including special and reduced rates, such as usual excursion rates, state fair rates, etc., etc., withdrawing from the public, in the future, no favor or convenience or facility hitherto extended to the public relative to transportation in this state; and immediately put the foregoing, all and singular, into effect.

e. Immediately acquiesce in and give immediate effect to new orders of the Board of Railroad and Warehouse Commissioners to be made and substituted as in lieu of the ten litigated orders which new and substituted ten orders as worked out by the Board of Railroad and Warehouse Commissioners and given effect, should be effective to insure to the public, immediately, an equalized average reduction of existing commodity freight rates now charged and collected in this state equivalent to  $12\frac{1}{2}$  per cent thereof in lieu of 17 37-100 per cent thereof—no freight rate at any point in this state to be increased.

f. Dismiss all suits now pending in the federal court of the jurisdiction involving said ten orders of December 14, 1906, or the enforcement thereof or the justness thereof—the state simultaneously dismissing the ten suits in our state court involving the enforcement thereof.

For reasons which need not now nor here be stated, it was expected that the freight rate reduction which would be proposed would be 15 per cent in lieu of  $12\frac{1}{2}$  per cent.

After submitting the foregoing proposals, said representatives of said railroad companies were duly informed by your committee that your committee considered the same as subject matter quite outside of the authority of your committee—or the purpose of its appointment; and thereupon said representatives of said railroad companies requested your committee to procure your authority to receive said proposals and submit them for your consideration and that your committee undertook to do upon the condition then explicitly stated, to-wit: That said representatives of said railroad companies should duly file with your committee duly prepared and duly executed written documents exemplifying the foregoing pro-

posals in fullest details including as part and parcel thereof rate schedules in conformity therewith prepared by Mr. Staples for the Board of Railroad and Warehouse Commissioners for the purpose—and upon that understanding, further meeting of your conference committee was deferred until the following Monday when Mr. Wilkinson again appeared and submitted in lieu of said 12½ per cent freight rate reduction 13 2-10 per cent and thereupon and thereafter, until yesterday, Mr. Staples of said Board of Railroad and Warehouse Commissioners, have been engaged in preparing the necessary schedules for the purpose, and your committee has been waiting to have filed therewith the documents evidentiary of the foregoing proposals and of the fact that the said railroad companies would undertake to give effect thereto; but it should be here stated that the said railroad companies in consideration of said proposals, and the giving of effect thereto, required that this Legislature should enact as the law of this State, in lieu of House File No. 486 aforesaid, a law making a maximum passenger fare between all stations in this state, to be paid by persons of the age of 12 years or over, purchasing single trip tickets, of 2½ cents per mile, including the carriage of the usual amount of baggage, etc., etc.

Your committee further reports that in lieu of the foregoing proposals, said railroad companies, last evening submitted to your committee the following:

“After several days of conference, a majority of the roads have agreed that they would be willing to accept as an adjustment of passenger and commodity freight rates in Minnesota the following:

As to passenger business, the basis of rates recently promulgated by the Wisconsin Railroad Commission, namely, a 2½ cent passenger one way rate, with a 500 mile book at 2 cents, other usual mileage books and excursions on the same rates as in the past to continue.

Grain rates to remain unchanged, except that the Southern lines will adjust their rates to those of the Northern lines. It is believed that this is all which can be demanded, the existing grain rates of the Northern lines being lower than those in any other similar section of the country, and being the result of frequent voluntary and large reductions, the last reduction having been a ten or twelve per cent cut made by the companies voluntarily last autumn.

As to live stock, the existing rates to be reduced fifty per cent of the reduction made in the commissioners' order of December 14, 1906. It is believed that this is a liberal concession on live stock, the rates being now as low as into other primary live stock markets, and being, in the opinion of the carriers, extremely low in comparison with other rates. Live stock is carried in light loads, involves the use of special equipment—usually without return load—and requires fast and expensive service, and also involves large damage claims and extra liability. As to coal, the rates to be reduced fifty per cent of the reduction named in the commissioners' order of December 14, 1906. The carriers feel that their coal rates so reduced will be as low as they should be. They will compare favorably with, and indeed be lower than, a large proportion of the rates upon coal railroads where coal is moved the year around in train loads; the movement in Minnesota is never in train loads, is confined to a portion of the year, and is of very small volume compared with the volume of business in the coal producing states. The carriers last autumn voluntarily made important reductions in their coal rates.

As to lumber, the rates to be reduced 66 2-3 per cent of the reduction named in the order of the Commissioners of December 14, 1906, and the rates so fixed to be applied from the Twin Cities, and usual differentials between those cities and other producing points will put the rates to a point as low as in any neighboring state.

The meeting (of the railroad companies) authorized M. L. L. Brown to present the foregoing to the conference committee of the Legislature."

Your conference committee submits that the said proposals aforesaid constitute such an obvious departure from, such a material recession from the proposals originally, but verbally, submitted to your conference committee and which your committee, with no member thereof excepted, felt well assured would be duly filed with your committee to be duly submitted for your consideration, that your conference committee does not now nor hereby recommend the same to your favorable consideration; but instead, reports to you herewith identical committee amendments to said House File No. 486, the adoption of which your committee hereby recommends, and that said House File thus amended be recommended to pass.

Your committee should further say that while the foregoing brings before your consideration everything of material consequence

which has occurred between your committee and the representatives of the railroad companies referred to, there nevertheless were conferences between your committee and the Attorney General of this state and the members of the Board of Railroad and Warehouse Commissioners of this state in which your committee received information and advice in relation to the matters herein referred to which your committee does not feel at liberty now or here to disclose.

F. H. PETERSON,  
FRANK CLAGUE,  
GEO. P. WILSON,  
E. H. CANFIELD,  
JULIUS A. COLLER,

Managers on the part of the Senate.

LEWIS C. SPOONER,  
BURDETTE THAYER,  
ROBT. J. WELLS,  
SOLON O. MORSE,  
JAMES HANDLAN,

Managers on the part of the House.

*To the Senate and House of Representatives:*

Your Committee on Conference, to which was referred House File No. 486, respectfully recommend that said House File as amended by the Senate be amended so as to read as follows:

"Section 1. No railroad company owning, operating or using a line of railroad within, or partly within, the State of Minnesota, shall charge or collect more than two (2) cents per mile for carrying, over its road on any trip wholly within this state, any passenger of twelve (12) years of age or over, together with baggage not exceeding one hundred and fifty (150) pounds in weight, or more than one (1) cent per mile for any such passenger under twelve (12) years of age, together with baggage not exceeding seventy-five (75) pounds in weight.

"Section 2. Any railroad company or any officer, agent or representative thereof, who shall violate any provision of this act, shall be guilty of a felony, and upon conviction thereof shall be punished by a fine not exceeding five thousand (5,000) dollars, or by imprisonment in the state prison for a period not exceeding five (5) years, or by both such fine and imprisonment.

"Section 3. This act shall take effect and be in force from and after the first day of May, 1907."

And that when so amended it be recommended to pass.

F. H. PETERSON,  
FRANK CLAGUE,  
GEO. P. WILSON,  
E. H. CANFIELD,  
JULIUS A. COLLER,

Managers upon the part of the Senate.

LEWIS S. SPOONER,  
BURDETTE THAYER,  
ROBERT J. WELLS,  
SOLON O. MORSE,  
JAMES HANDLAN,

Managers upon the part of the House.

On motion of Mr. Fitzpatrick the special order set for 2 o'clock be continued until 2:30.

On motion of Mr. Coller the Senate took a recess till 2:30 o'clock.

### AFTERNOON SESSION.

#### SPECIAL ORDER.

The Senate reconvened at 2:30 o'clock.

The President in the chair.

On motion of Mr. Smith S. F. No. 475 was made a special order for tomorrow at 3 o'clock.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the repassage by the House of the following House File, with an amendment, in which the concurrence of the Senate is requested; also the adoption by the House of the report of the Committee on Conference on said House File No. 486, in which the concurrence of the Senate is requested:

H. F. No. 486, A bill for an act prescribing the maximum rate to be charged for the transportation of passengers upon railroads within the State of Minnesota, providing for the enforcement of the same and penalties thereof.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Fitzpatrick moved a call of the Senate.

The roll being called, the following Senators answered to their names :

Ahmann,	Coller,	Gunderson,	McGowan,	Schaller,
Alderman,	Cooke,	Gunn,	Moonan,	Smith,
Anderson,	Dale,	Hanson, A. L.,	Naeseth,	Sundberg,
Bédford,	Donaldson,	Hanson, H. E.,	Nelson,	Thorpe,
Briggs,	Dunn,	Hardy,	Pauly,	Weis,
Calhoun,	Durment,	Johnson, C. A.,	Poehler,	White,
Canestorp,	Du Toit,	Johnson, V. L.,	Pugh,	Wilson,
Canfield,	Elwell,	Johnston,	Putnam,	Witherstine,
Carpenter,	Farrington,	Laybourn,	Robinson,	Works,
Cashman,	Fitzpatrick,	McColl,	Sageng,	Wright,
Clague,	Glotsbach,			

On motion of Mr. Fitzpatrick further proceedings under the call were dispensed with.

### THIRD READING OF SENATE BILLS.

S. F. No. 78, A bill for an act proposing an amendment of section one (1), article four (4) of the Constitution of the State of Minnesota, relating to the initiation and adoption of legislation,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 30 and nays 25, as follows :

Those who voted in the affirmative were :

Ahmann,	Farrington,	McGowan,	Pugh,	Swanson,
Alderman,	Fitzpatrick,	Moonan,	Robinson,	Weis,
Bedford,	Fosseen,	Nelson,	Sageng,	White,
Cashman,	Glotsbach,	Pauly,	Schaller,	Witherstine,
Clague,	Hanson, A. L.,	Peterson,	Seward,	Works,
Donaldson,	Hanson, H. E.,	Poehler,	Sundberg,	Wright,

Those who voted in the negative were :

Anderson,	Canfield,	Dunn,	Gunn,	Naeseth,
Briggs,	Carpenter,	Durment,	Johnson, V. L.,	Smith,
Calhoun,	Coller,	Du Toit,	Johnston,	Sullivan,
Campbell,	Cooke,	Elwell,	Laybourn,	Thorpe,
Canestorp,	Dale,	Gunderson,	McColl,	Wilson,

So the bill did not pass.

Mr. Smith moved that the vote whereby H. F. No. 149 was lost be reconsidered,

Which motion prevailed.

Mr. Peterson moved that the Senate adopt the report of the Committee on Conference on H. F. No. 486.

Adopted.

Mr. Peterson moved that the Senate adopt and concur in amendments reported by said Committee of Conference,

Which motion prevailed.

Mr. Peterson moved that the Senate repass H. F. No. 486, as amended,

Which motion prevailed.

### THIRD READING OF HOUSE BILLS.

H. F. No. 486, A bill for an act prescribing the maximum rate to be charged for the transportation of passengers upon railroads within the State of Minnesota, providing for the enforcement of the same and penalties for violation thereof,

Was read the third time and put upon its final passage.

The question being taken on the repassage of the bill,

And the roll being called there were yeas 48 and nays 4, as follows:

Those who voted in the affirmative were:

Ahmann,	Coller,	Hanson, A. L.,	Pauly,	Sullivan,
Anderson,	Cooke,	Hanson, H. E.,	Peterson,	Sundberg,
Bedford,	Dale,	Johnson, C. A.,	Pugh,	Swanson,
Briggs,	Ronaldson,	Johnson, V. L.,	Putnam,	Thorpe,
Campbell,	Du Toit,	Johnston,	Robinson,	Weis,
Canestorp,	Elwell,	McColl,	Sageng,	White,
Canfield,	Fitzpatrick,	McGowan,	Schaller,	Witherstone,
Carpenter,	Fosseen,	Moonan,	Seward,	Works,
Cashman,	Glotzbach,	Naeseth,	Stephens,	Wright,
Clague,	Gunderson,	Nelson,		

Those who voted in the negative were:

Alderman,	Calhoun,	Durment,	Wilson,
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So the bill repassed and its title was agreed to.

### REPORT OF STANDING COMMITTEES.

Mr. Laybourn, from the Committee on Insurance, to which was referred—

S. F. No. 356,

Reports the same back with the recommendation that said bill be amended by striking out section 2, and by renumbering section 3 as section 2.

And that when so amended the bill do pass.

On motion of Mr. Peterson the Senate adjourned till tomorrow at 10 o'clock.

Attest:

S. A. LANGUM,  
Secretary of the Senate.

### FIFTY-SEVENTH DAY.

ST. PAUL, WEDNESDAY, April 3, 1907.

The Senate met at 10 o'clock A. M., and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Ahmann,	Cooke,	Gunn,	Moonan,	Smith,
Alderman,	Dale,	Hall,	Naeseth,	Stephens,
Anderson,	Donaldson,	Hanson, A. L.,	Nelson,	Sullivan,
Bedford,	Dunn,	Hanson, H. E.,	Pauly,	Sundberg,
Briggs,	Durment,	Hardy,	Peterson,	Swanson,
Calhoun,	Du Toit,	Hinton,	Pohler,	Thorpe,
Campbell,	Elwell,	Johnson, C. A.,	Pugh,	Vail,
Canestorp,	Farrington,	Johnson, V. L.,	Puinam,	Weis,
Canfield,	Fitzpatrick,	Johnston,	Robinson,	White,
Carpenter,	Fosseen,	Laybourn,	Sageng,	Wilson,
Cashman,	Glotzbach,	McColl,	Schaller,	Witherstine,
Clague,	Gunderson,	McGowan,	Seward,	Works,
Coller,				

Quorum present.

Messrs. Hackney, Wright, were excused.

The President offered a communication relating to General Treaties of Arbitration and an appeal for the declaration of a Permanent International Congress from Hon. R. P. Hobson,

Which was referred to the Committee on Judiciary.

Mr. Johnson, V. L., offered—

A petition relating to a bill prohibiting the use of "pum or automatic shot guns" by citizens of Chisago County,

Which was referred to the Committee on Game and Fish Laws.

## MOTIONS AND RESOLUTIONS.

Mr. Laybourn moved that the Senate now do advise, consent and confirm the following nomination of His Excellency, the Governor:

## SURVEYOR GENERAL OF LOGS AND LUMBER.

Frederick L. Ryan, of St. Louis County, surveyor general of logs and lumber for the Fifth District, to succeed himself, for the term ending the first Monday in April, 1909.

Which motion prevailed.

Mr. Sageng moved that H. F. No. 149 be placed on the calendar.

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES.

Mr. Cashman, from the Committee on State Public Schools, to which was referred—

S. F. No. 409, A bill for an act to abolish the Board of Managers of the State Public School and to confer upon the State Board of Control the exclusive management thereof,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Du Toit, from the Committee on State Soldiers' Home, to which was referred—

H. F. No. 429, A bill for an act to amend sections 1836 and 1837 of chapter 24, Revised Laws 1905,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Cashman, from the Committee on State Public Schools, to which was referred—

S. F. No. 408, A bill for an act to amend chapter twenty-seven (27) Revised Laws of one thousand nine hundred five (1905), relating to the State Public School,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. McGowan, from the Committee on Illuminating Oils, to which was referred—

S. F. No. 844,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Putnam, from the Committee on General Legislation, to which was referred—

S. F. No. 661, A bill for an act to provide for the payment of the certificates of indebtedness issued by the Board of State Capitol Commissioners,

Reports the same back with the recommendation that same be amended as follows:

By adding after the words "revenue fund," in line 1, section 4 thereof, the words "each year," and that when so amended the bill do pass.

Adopted.

#### ENGROSSED BILLS.

Mr. Anderson, from the Committee on Engrossment, reported that the committee had examined, read, compared and found truly engrossed—

S. F. Nos. 135, 526, 157, 564, 13, 559, 566, 238, 64, 478, 433, 526, 740, 51, 96, 41, 105, 677, 501, 241, 329, 610, 565,

Which report was agreed to.

#### MESSAGE FROM THE HOUSE.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files herewith transmitted:

H. F. No. 693, A bill for an act to amend section 700 of the Revised Laws of Minnesota for the year 1905, relating to the incorporating of villages,

H. F. No. 782, A bill for an act to validate and legalize cemetery associations attempted to be incorporated under and pursuant to

title five of chapter 34 of the General Statutes of the State of Minnesota, 1878,

H. F. No. 674, A bill for an act to legalize sheriff's certificates issued on mortgage foreclosure sales,

H. F. No. 1051, A bill for an act to fix salaries of mayors in cities now or hereafter having over 50,000 inhabitants and not including cities now or hereafter governed under a charter adopted under and pursuant to section 36, article 4, of the Constitution of this state.

H. F. No. 501, A bill for an act to prohibit the shooting of fire arms within three miles of the corporate limits of cities having a population of 100,000 or more,

H. F. No. 685, A bill for an act to provide for clerk hire of county auditors and county treasurer whose salaries are fixed by special law, at not exceeding \$13,000 each, per annum.

H. F. No. 710, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house, in certain cases.

H. F. No. 52, A bill for an act to create the office of inspector of apiaries; to provide for the suppression of contagious diseases among bees and to appropriate money therefor.

H. F. No. 665, A bill for an act relating to notaries public and their powers in certain counties,

H. F. No. 852, A bill for an act to legalize the acts of counties which have paid its county commissioners sums, in addition to their regular compensation, for acting as a board of drainage commissioners.

H. F. No. 828, A bill for an act to incorporate and legalize the organization of certain villages.

H. F. No. 752, A bill for an act entitled An act to repeal chapter 205 of the Laws of Minnesota for the year 1905, approved April 17th, 1905, and to regulate the rate of interest to be charged upon certificates of sale of real property for assessments for local improve-

ments, in cities now or here after having a population of over 50,000 inhabitants.

H. F. No. 212, A bill for an act to establish a State Normal School in the Village of Cass Lake in the County of Cass.

H. F. No. 821, A bill for an act to amend section 156 of the Revised Laws of 1905, relating to election districts.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, April 2, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I have the honor to advise you that I have approved, signed and deposited in the office of the secretary of state the following Senate Files:

S. F. No. 526, A bill for an act to establish a state hospital for indigent, crippled and deformed children of the State of Minnesota, and to accept donations in aid thereof, and to provide for the management and control thereof, and authorizing the city of St. Paul to convey to the State of Minnesota certain lands as a site for such hospital.

S. F. No. 433, A bill for an act to accept donations for hospital building and equipment for the University of Minnesota and to accept donations to acquire site for the same, and providing for maintaining free clinical hospital facilities for the sick poor of the State of Minnesota at said University, to be known as the "Elliott Memorial Building,"

S. F. No. 298, A bill for an act to amend section 3860, Revised Laws, 1905, of Minnesota, relating to warrant of commitment to the state hospitals for the insane,

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## SECOND READING OF SENATE BILLS.

Being under consideration

S. F. Nos. 408, 409, 661 and 844

Were read the second time.

## SECOND READING OF HOUSE BILLS.

Being under consideration

H. F. No. 429

Was read the second time.

## THIRD READING OF SENATE BILLS.

S. F. No. 356, A bill for an act to impose upon insurance companies organized under the laws of any other state or foreign country doing business in this State, the same conditions, provisions and requirements imposed by the law of such State or foreign country upon like companies organized under the laws of this State transacting business in such State or foreign country,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Gunderson,	Laybourn,	Seward,
Alderman,	Cashman,	Gunn,	McGowan,	Sundberg,
Anderson,	Coller,	Hall,	Naeseth,	Thorpe,
Bedford,	Dale,	Hanson, A. L.,	Nelson,	Weis,
Briggs,	Donaldson,	Hanson, H. E.,	Putnam,	Wilson,
Campbell,	Du Toit,	Johnson, C. A.,	Robinson,	Witherstine,
Canestorp,	Farrington,	Johnson, V. L.,	Sageng,	Works,
Canfield,	Fosseen,	Johnston,		

So the bill passed and its title was agreed to.

S. F. No. 43, A bill for an act proposing an amendment to section 23 of article 4 of the Constitution of the State of Minnesota, relating to the census and apportionment.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 34 and nays 5, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Farrington,	Johnston,	Stephens,
Alderman,	Coller,	Fosseen,	Laybourn,	Sundberg,
Bedford,	Cooke,	Hall,	Peterson,	Vail,
Briggs,	Dunn,	Hanson, A. L.,	Putnam,	Wilson,
Canestorp,	Durment,	Hardy,	Robinson,	Witherstine,
Canfield,	Du Toit,	Hinton,	Sageng,	Works,
Carpenter,	Elwell,	Johnson, V. L.,	Seward,	

Those who voted in the negative were:

Anderson,	Hanson, H. E.,	Johnson, C. A.,	Moonan,	Naeseth,
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So the bill passed and its title was agreed to.

S. F. No. 574, entitled "A bill for an act defining the force and effect of final decrees issued by the Probate Court of this State and recorded in the office of the Register of Deeds, and to legalize certain of the same, and limiting the time within which their validity may be questioned,"

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 40 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Cashman,	Fosseen,	Moonan,	Seward,
Alderman,	Coller,	Gunderson,	Naeseth,	Sundberg,
Anderson,	Cooke,	Hanson, A. L.,	Nelson,	Swanson,
Briggs,	Dale,	Hanson, H. E.,	Pauly,	Weis,
Campbell,	Donaldson,	Hinton,	Peterson,	White,
Canestorp,	Durment,	Johnson, C. A.,	Putnam,	Wilson,
Canfield,	Elwell,	Johnson, V. L.,	Robinson,	Witherstine,
Carpenter,	Farrington,	Johnston,	Sageng,	Works,

So the bill passed and its title was agreed to.

Mr. Sundberg offered the following amendment to S. F. No. 105 and moved its adoption:

Amend S. F. No. 105 by striking out in line 2 of section 2 the figures "1906," and insert in lieu thereof the figures "1908."

Adopted.

On motion of Mr. Johnson, V. L., H. F. No. 710 was substituted for S. F. No. 615.

## FIRST READING OF HOUSE BILLS.

H. F. No. 710, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house in certain cases.

Which was read the first time.

Mr. Johnson, V. L., moved—

That the rules be suspended and that

S. F. No. 710, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house in certain cases,

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 710

Was read the second time.

H. F. No. 710, A bill for an act to authorize the county board of any county which does not already have a heating plant in its court house to issue certificates of indebtedness, and to use the proceeds thereof for the purpose of installing a heating plant in such court house in certain cases.

Was read the third time.

\*The question being taken on the passage of the bill.

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canestorp,	Du Toit,	Hall,	Johnson, C. A.,
Alderman,	Canfield,	Elwell,	Hanson, A. L.,	Johnson, V. L.,
Anderson,	Carpenter,	Farrington,	Hanson, H. E.,	Johnston,
Bedford,	Clague,	Fosseen,	Hardy,	Moonan,
Briggs,	Dale,	Gunderson,	Hinton,	Naeseth,

Nelson,	Robinson,	Sullivan,	Thorpe,	White,
Peterson,	Sageng,	Sundberg,	Vail,	Wilson,
Poehler,	Seward,	Swanson,	Weis,	Witherstine,
Pugh,				

So the bill passed and its title was agreed to.

On motion S. F. No. 615 was indefinitely postponed.

### THIRD READING OF HOUSE BILLS.

H. F. No. 401, A bill for an act entitled an act to prevent fraud and deception in the manufacture and sale of ice cream.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 46 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hanson, H. E.,	Pauly,	Sullivan,
Alderman,	Elwell,	Hardy,	Peterson,	Sundberg,
Anderson,	Farrington,	Hinton,	Poehler,	Swanson,
Bedford,	Fitzpatrick,	Johnson, C. A.,	Pugh,	Thorpe,
Briggs,	Glotzbach,	Johnson, V. L.,	Robinson,	Weis,
Calhoun,	Gunderson,	Johnston,	Sageng,	White,
Canestorp,	Gunn,	Laybourn,	Seward,	Wilson,
Canneld,	Hall,	Naeseth,	Smith,	Witherstine,
Carpenter,	Hanson, A. L.,	Nelson,	Stephens,	Works,
Dale,				

So the bill **passed and its title** was agreed to.

S. F. No. 590, A bill for an act to amend section 840 in chapter 11, Revised Laws 1905, relating to assessment and taxation of shares of stock in banks and mortgage loan companies,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 50 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Campbell,	Dunn,	Glotzbach,	Hardy,
Alderman,	Canestorp,	Durment,	Gunderson,	Johnson, V. L.,
Anderson,	Canfield,	Du Toit,	Gunn,	Johnston,
Bedford,	Clague,	Elwell,	Hall,	Laybourn.
Briggs,	Cooke,	Farrington,	Hanson, A. L.,	McColl,
Calhoun,	Dale,	Fitzpatrick,	Hanson, H. E.,	Moonan,

Naeseth,	Poehler,	Sageng,	Sullivan,	Weis,
Nelson,	Pugh,	Seward,	Sundberg,	White,
Pauly,	Putnam,	Smith,	Swanson,	Wilson,
Peterson,	Robinson,	Stephens,	Thorpe,	Witherstine,

So the bill passed and its title was agreed to.

S. F. No. 626, A bill for an act relating to the organization of school districts.

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 39 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Canfield,	Gunderson,	Johnston,	Sullivan,
Alderman,	Carpenter,	Gunn,	Naeseth,	Sundberg,
Anderson,	Clague,	Hall,	Nelson,	Swanson,
Bedford,	Cooke,	Hanson, A. L.,	Peterson,	Thorpe,
Briggs,	Dale,	Hanson, H. E.,	Poehler,	Wilson,
Calhoun,	Du Toit,	Hardy,	Sageng,	Witherstine,
Campbell,	Elwell,	Johnson, C. A.,	Seward,	Works,
Canestorp,	Farrington,	Johnson, V. L.,	Smith,	

So the bill passed and its title was agreed to.

S. F. No. 501, A bill for an act to provide stationery, postage, and necessary office supplies for all county officers, including the District Judge of said county, in all counties of the state which now have or may hereafter have a population of 150,000 inhabitants or over, and to legalize expenditures heretofore made for such purposes,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 35 and nays one, as follows:

Those who voted in the affirmative were:

Alderman,	Cooke,	Hardy,	Nelson,	Stephens,
Anderson,	Dale,	Hinton,	Poehler,	Sullivan,
Bedford,	Durment,	Johnson, V. L.,	Putnam,	Sundberg,
Briggs,	Farrington,	Johnston,	Robinson,	Weis,
Canfield,	Gunderson,	McGowan,	Sageng,	White,
Carpenter,	Hanson, A. L.,	Moonan,	Seward,	Wilson,
Clague,	Hanson, H. E.,	Naeseth,	Smith,	Witherstine,

Mr. Works voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 677, A bill for an act to provide for the purchase of county bonds by Board of County Commissioners in counties having not more than fifty thousand (50,000) population,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 38 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Hanson, A. L.,	Nelson,	Seward,
Alderman,	Clague,	Hanson, H. E.,	Pauly,	Smith,
Bedford,	Dale,	Hardy,	Peterson,	Thorpe,
Briggs,	Durment,	Hinton,	Poehler,	Weis,
Calhoun,	Du Toit,	Johnson, V. L.,	Putnam,	Wilson,
Campbell,	Farrington,	Johnston,	Robinson,	Witherstine,
Canestorp,	Gunderson,	Moonan,	Sageng,	Works,
Canfield,	Gunn,	Naeseth,		

So the bill passed and its title was agreed to.

Mr. Gunderson moved that H. F. No. 674 be substituted for S. F. No. 596.

Adopted.

#### FIRST READING OF HOUSE BILLS.

H. F. No. 674, A bill for an act to legalize sheriff's certificates issued on mortgage foreclosure sales.

Which was read the first time.

Mr. Gunderson moved—

That the rules be suspended and that

H. F. No. 674, A bill for an act to legalize sheriff's certificates issued on mortgage foreclosure sales.

Be read the second and third times and put upon its final passage.

Which motion prevailed.

H. F. No. 674,

Was read the second time.

H. F. No. 674, A bill for an act to legalize sheriff's certificates issued on mortgage foreclosure sales,

Was read the third time.

The question being taken on the passage of the bill.

And the roll being called there were yeas 41 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Du Toit,	Hardy.	Peterson,	Sullivan,
Alderman,	Elwell,	Hinton,	Poehler,	Sundberg,
Anderson,	Farrington,	Johnson, C. A.,	Pugh,	Swanson,
Bedford,	Fitzpatrick,	Johnson, V. L.,	Putnam,	Thorpe,
Briggs,	Glotzbach,	Johnston,	Sageng,	Vail,
Campbell,	Gunderson,	Laybourn,	Seward,	Wilson,
Canestorp,	Hanson, A. L.,	Moonan,	Smith,	Wetherstine,
Canfield,	Hanson, H. E.,	Nelson,	Stephens,	Works,
Dale,				

So the bill passed and its title was agreed to.

On motion of Mr. Gunderson S. F. No. 596 was indefinitely postponed.

On motion of Mr. Wilson the rules were suspended and H. F. No. 347 was put upon its final passage.

### THIRD READING OF HOUSE BILLS.

H. F. No. 347, A bill for an act authorizing municipalities to issue their bonds to the State of Minnesota,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 43 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Carpenter,	Fosseen,	Moonan,	Stephens,
Alderman,	Cashman,	Gunderson,	Naeseth,	Sundberg,
Anderson,	Clague,	Gunn,	Nelson,	Swanson,
Bedford,	Coller,	Hall,	Peterson,	Weis,
Briggs,	Cooke,	Hanson, A. L.,	Pugh,	White,
Calhoun,	Dale,	Hanson, H. E.,	Putnam,	Wilson,
Campbell,	Durment,	Hardy,	Sageng,	Wetherstine,
Canestorp,	Du Toit,	Johnson, V. L.,	Seward,	Works,
Canfield,	Farrington,	Johnston,		

So the bill passed and its title was agreed to.

### REPORTS OF STANDING COMMITTEES—CONT.

Mr. Peterson, from the Committee on Finance, to which was referred—

H. F. No. 728, A bill for an act to encourage education in agriculture and domestic science, etc.,

Reports the same back with the recommendation that said bill be referred to the Committee on Agriculture.

Adopted.

Mr. Peterson, from the Committee on Finance, to which was referred—

S. F. No. 532, A bill for an act to provide for the establishment and maintenance of an additional sub-experiment farm or station and an additional branch school of agriculture and to appropriate money therefor.

Reports the same back with the recommendation that section 3 of said bill be stricken therefrom, and without further recommendation.

Adopted.

Mr. Calhoun, from the Hennepin County Delegation, to which was referred—

S. F. No. 790,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Calhoun, from the Hennepin County Delegation, to which was referred—

S. F. No. 642,

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 786, A bill for an act entitled an act to amend section 5467 of the Revised Laws 1905, relating to officers appointed by the sheriff.

Reports the same back with the recommendation that it be referred to the Ramsey County Delegation.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

H. F. No. 420, A bill for an act to amend section one thousand two hundred thirty-one (1231), Revised Laws one thousand nine hundred five (1905), relating to township delinquent road taxes,

Reports the same back with the recommendation that it be amended by striking out section 1, beginning with the word "A penalty" in line 44 the following words: "A penalty of five per cent shall attach and be charged upon all such land and personal property delinquent road taxes on November 1st of each year,"

And when so amended the same do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 597, A bill for an act to provide for allowing sheriffs of certain counties salaries instead of fees for services rendered to and paid for by counties, to fix the amount and manner of payment thereof, to provide for the payment of expenses of sheriffs and their deputies in such cases and to provide a basis upon which such salaries shall be fixed.

Reports the same back with the recommendation that the bill do pass.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 561, A bill for an act to amend section four hundred and nineteen (419) of the Revised Laws of one thousand nine hundred and five (1905), relating to County Board,

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 841, A bill for an act to amend section 481 and 494 of the Revised Laws of 1905, relating to the election and terms of office of County Auditor and County Treasurer.

Reports the same back with the recommendation that the bill be indefinitely postponed.

Adopted.

Mr. Canfield, from the Committee on Towns and Counties, to which was referred—

S. F. No. 803, A bill for an act to legalize plats in the office of the register of deeds,

Reports the same back with the recommendation that it be amended:

1. By adding after the word "deeds" in line 2 of section 1 the words "prior to January 1st, 1907."

2. Also to amend by appending to section 1 the following words "the provisions of this act shall not effect any action or proceeding now pending involving the validity of any such plat."

And when so amended the same do pass.

Adopted.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor:

STATE OF MINNESOTA,  
EXECUTIVE DEPARTMENT,  
ST. PAUL, April 2, 1907.

*Hon. Adolph O. Eberhart, President of the Senate,*

SIR: I respectfully request that Senator E. S. Durment be permitted to introduce the following bills:

"A bill for an act to amend Section four (4) of Article five (5), of the state constitution"

"A bill for an act to amend Section two (2) of Article six (6), of the state constitution."

This request is made in accordance with the provisions of Section one (1) of Article four (4), of the constitution of this state.

Very respectfully,  
JOHN A. JOHNSON,  
Governor.

## INTRODUCTION OF BILLS.

Mr. Durment introduced—

S. F. No. 884, A bill for an act proposing an amendment of Section two (2) of Article six (6), of the Constitution of the State of Minnesota, relating to the appointment of a State Librarian.

Which was read the first time and referred to the Committee on Judiciary.

Mr. Durment introduced—

S. F. No. 885, A bill for an act to amend Section 4 Article 5, of the Constitution of the State of Minnesota, relating to the appointment of a State Librarian.

Which was read the first time and referred to the Committee on Judiciary.

## MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have to announce the passage by the House of the following Senate Files, herewith transmitted:

S. F. No. 856, A bill for an act to repeal chapter 381 of the Special Laws of the State of Minnesota for the year 1889, entitled An act to fix the compensation of Judges of Probate of Wright county.

S. F. No. 857, A bill for an act to repeal chapter 432 of the Special Laws of the capitol State of Minnesota for the year 1889, entitled An act to regulate and fix the compensation of the clerk, etc.

S. F. No. 761, A bill for an act to amend section 1470 of Chapter 14, Revised Laws of Minnesota, 1905, relating to the Board of Regents of the University of Minnesota.

Also the passage by the House of the following House Files, herewith transmitted:

H. F. No. 188, A bill for an act providing for the organization and operation of co-operative and assessment life and casualty insurance companies and for the repeal of laws inconsistent therewith.

H. F. No. 701, A bill for an act to provide for the organization, admission and regulation of fraternal beneficiary associations, life

and disability insurance and to repeal all laws in conflict with the provisions of this act.

Laws H. F. No. 872, A bill for an act to amend section 71, chapter 290, General Laws 1903.

H. F. No. 1124, A bill for an act repealing chapter 198 of Special Laws of 1885, relating to clerk hire of county auditor of Dodge county.

H. F. No. 1174, A bill for an act giving unto certain townships containing platted portions and having 1,200 or more inhabitants, residing on such platted portion, certain powers now possessed by villages of the fourth class.

H. F. No. 333, A bill for an act to regulate procedure and practice in actions against connecting common carriers for loss or damage to shipments of personal property.

Also that the House has acceded to the request of the Senate for the return of H. F. No. 50, which is herewith transmitted: .

H. F. No. 50, A bill for an act to amend section 3335, of the Revised Code of the year 1905, relating to conveyances of real estate by husband and wife.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

MR. PRESIDENT: I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. No. 879, A bill for an act providing for judicial system of drainage of lands, meandered bodies of water, etc., providing methods for construction, etc., reimbursement, also for the collection of costs, etc., prescribing powers and duties, appropriating funds for payment of assessments, prescribing penalties for violation, providing for issuance of bonds for the purpose of carrying the act into effect.

H. F. No. 881, A bill for an act to amend chapter 230 of General Laws of Minnesota of 1905, and repealing chapter 311, Laws of 1905.

ADOLPH E. L. JOHNSON,  
Chief Clerk House of Representatives.

Mr. Collier offered the following amendment to H. F. No. 360, printed bill:

Amend as follows: Add section 2.

Section 2. Sections 27 and 75 of Chapter 338 of the General Laws of 1905 are hereby repealed.

Adopted.

### THIRD READING OF HOUSE BILLS.

H. F. No. 360, A bill for an act to amend section 35 of Chapter 338, of the Laws of 1905 and to repeal section 27 and section 75 of said Chapter, relating to roads and bridges.

Was read the third and put upon its final passage.

The question being taken on the passage of the bill.

And the roll being called there were yeas 36 and nays none, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Gunn,	McColl,	Sageng,
Alderman,	Dunn,	Hall,	Moonan,	Seward,
Briggs,	Du Toit.	Hanson, H. E.,	Naeseth,	Stephens,
Campbell,	Elwell,	Hardy,	Nelson,	Sullivan,
Canestorp,	Fitzpatrick,	Johnson, C. A.,	Poehler,	Vail,
Canfield,	Fosseen,	Johnson, V. L.,	Pugh,	Wilson,
Cashman,	Glotzbach,	Laybourn,	Robinson,	Witherstone,
Collier,				

So the bill passed and its title was agreed to.

Mr. Moonan moved that S. F. No. 647 be re-referred to the Committee on General Legislation without losing its place on General Orders.

Which motion prevailed.

### GENERAL ORDERS.

On motion the Senate resolved itself into Committee of the Whole.

Mr. Du Toit in the chair.

After some time spent therein the Committee arose and reported that they had had under consideration

S. F. No. 269,

Which they report back and recommend that it do pass.

Also,

S. F. Nos. 403, 104,

Upon which they report progress and ask leave to sit again.

On motion of Mr. Du Toit the report was adopted.

On motion of Mr. Laybourn the Senate took a recess until three o'clock.

## AFTERNOON SESSION.

### SPECIAL ORDER.

The Senate reconvened at 3 o'clock. The President in the chair.

S. F. No. 475 being under consideration.

Mr. Wilson offered the following amendments to S. F. No. 475 and moved its adoption:

Amend S. F. No. 475, by striking out the words "State Tax Commission," wherever they occur in said bill and inserting in lieu thereof the words "Minnesota Tax Commission."

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by inserting after the word "Governor," where it occurs in the second line of section 2 of said bill, the words "Attorney General and State Auditor" and to further amend said section by striking out all of the balance of it.

Which amendment was not adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by striking out the figures "1910" where they occur in the second line of section 3 of said bill and inserting in lieu thereof the figures "1908;" by striking out the figures "1912" where they occur in the same line and inserting the figures "1910;" by striking out the figures "1914" where they occur in the third line of said bill and inserting in lieu thereof the figures "1912."

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by adding at the end of section 3 the following:

"The Governor shall have the power to remove a commissioner for inefficiency, neglect of duty or malfeasance in office, but, before removal, the commissioner shall be furnished with a copy of the charges against him and have an opportunity to be heard in defence.

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by striking out the figures "1910" where they occur in section 7 of said bill, and inserting in lieu thereof the figures "1908."

Adopted.

Mr. Laybourn offered the following amendment to S. F. No. 475 and moved its adoption:

Amend section 7, by striking out the words and figures "six thousand (\$6,000) dollars" and substituting in lieu thereof the words and figures "thirty-six hundred (\$3600) dollars."

Mr. Wilson offered the following as a substitute amendment:

Amend S. F. No. 475, by striking out the words and figures "six" where they occur in section 7 of said bill and inserting in lieu thereof the words and figures "five."

The question being taken on the adoption of the substitute amendment to S. F. No. 475,

And the roll being called there were yeas 31 and nays 26, as follows:

Those who voted in the affirmative were:

Alderman,	Dunn,	Hall,	Poehler,	Vail,
Anderson,	Du Toit,	Johnson, V. L.,	Putnam,	Weis,
Calhoun,	Elwell,	McColl,	Seward,	White,
Campbell,	Fitzpatrick,	McGowan,	Smith,	Wilson,
Carpenter,	Fosseen,	Pauly,	Sullivan,	Witherstine,
Clague,	Gunn,	Peterson,	Thorpe,	Works,
Cooke,				

Those who voted in the negative were:

Ahmann,	Dale,	Gunderson,	Laybourn,	Robinson,
Briggs,	Donaldson,	Hackney,	Moonan,	Sageng,
Canestorp,	Durment,	Hanson, A. L.,	Naeseth,	Stephens,
Canfield,	Farrington,	Hanson, H. E.,	Nelson,	Sundberg,
Cashman,	Glotsbach,	Johnson, C. A.,	Pugh,	Swanson,
Coller,				

So the substitute amendment was adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by striking out all after the word "not" where it occurs in the first line of section 9, down to and including the words and figures "two thousand dollars" where they occur in the second line of said section, and inserting in lieu thereof the following:

"To exceed twenty-five hundred dollars (\$2500)."

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by striking out all of subdivision 8, section 11, where it occurs in said bill and inserting in lieu thereof the following:

"One or more members of the commission shall officially visit at least one-half the counties of the state annually and shall visit every county in the state at least once in two years and inquire into the methods of assessment and taxation and ascertain whether the assessors faithfully discharge their duties, particularly as to their compliance with this act requiring the assessment of all property not exempt from taxation."

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by adding after the word "commission" where it occurs in line 1 of section 12, the words "acting together with the governor, attorney general and state auditor. The last three named being ex-officio members thereof shall constitute and be

a Board of Final Review, provided that said ex-officio members of said Board of Final Review shall receive no greater compensation than they received as members of the State Board of Equalization in 1906 and said Board of Final Review."

Further amend said section by striking out the word "each" where it occurs in the first line of said section.

Which amendment was not adopted.

Mr. Stephens offered the following amendment to S. F. No. 475 and moved its adoption:

Amend S. F. No. 475, by inserting the following section to be numbered section 16:

"Section 16. It shall be the duty of the said commission to enforce all the tax laws of the state impartially and to particularly cause all property, both personal and real, required by law to be taxed upon an ad valorem basis, to be assessed at its full and actual cash value."

Amend by renumbering sections 16, 17 and 18, making them read sections 17, 18 and 19.

Adopted.

Mr. Wilson offered the following amendment and moved its adoption:

Amend S. F. No. 475, by striking out the words and figures "35" where they occur in section 16 of said bill and inserting in lieu thereof the words and figures "30."

Adopted.

Mr. Fosseen offered the following amendment and moved its adoption:

Amend S. F. No. 475, section 5, by adding the following words after the word "commissioners" where it occurs in line 8, to-wit: "and each employees."

Adopted.

Mr. Fosseen offered the following amendment and moved its adoption:

Amend S. F. No. 475, section 6, in line 1, by adding the following

words after the word "commissioner" where it occurs, to-wit: "and employee," and insert the following words after the word "commissioner" where it occurs in line 10, section 5, to-wit: "or employee."

Adopted.

Mr. Sullivan offered the following amendment and moved its adoption:

Insert after the word "equalization" in line 2, section 12, the following:

"Which said Board of Equalization is hereby abolished and all duties and powers heretofore devolved by law upon said Board of Equalization shall be exercised by said Minnesota Tax Commission."

Adopted.

Mr. Sullivan moved to amend the title as follows:

By adding to the title at the end thereof the following: "and abolishing the State Board of Equalization."

Which motion prevailed.

Mr. Wilson moved a call of the Senate.

The roll being called the following Senators answered to their names:

Ahmann,	Coller,	Gunderson,	Moonan,	Smith,
Alderman,	Cooke,	Gunn,	Naeseth,	Sullivan,
Anderson,	Dale,	Hackney,	Nelson,	Sundberg,
Bedford,	Donaldson,	Hall,	Pauly,	Swanson,
Briggs,	Dunn,	Hanson, A. L.,	Peterson,	Thorpe,
Calhoun,	Durment,	Hanson, H. E.,	Poehler,	Vail,
Campbell,	Du Toit,	Johnson, C. A.,	Pugh,	Weis,
Canestorp,	Elwell,	Johnson, V. L.,	Putnam,	White,
Canfield,	Farrington,	Johnston,	Robinson,	Wilson,
Carpenter,	Fitzpatrick,	Laybourn,	Sageng,	Witherstine,
Cashman,	Fosseen,	McColl,	Schaller,	Works,
Clague,	Glotsbach,	McGowan,	Seward,	

On motion of Mr. Wilson further proceedings under the call were dispensed with.

### THIRD READING OF SENATE BILLS.

S. F. No. 475, A bill for an act to create a permanent State Tax Commission, defining the duties of said commission and making an appropriation therefor,

Was read the third time and put upon its final passage.

The question being taken on the passage of the bill,

And the roll being called there were yeas 42 and nays 17, as follows:

Those who voted in the affirmative were:

Ahmann,	Dale,	Glutzbaen,	Naeseth,	Smith,
Alderman,	Donaldson,	Gunn,	Pauly,	Sullivan,
Anderson,	Dunn,	Hackney,	Peterson,	Thorpe,
Bedford,	Durment,	Hall,	Poehler,	Weis,
Calhoun,	Du Toit,	Johnson, V. L.,	Putnam,	White,
Campbell,	Elwell,	Laybourn,	Robinson,	Wilson,
Carpenter,	Farrington,	McColl,	Schaller,	Witherstine,
Clague,	Fitzpatrick,	McGowan,	Seward,	Works,
Cooke,	Fosseen,			

Those who voted in the negative were:

Briggs,	Coller,	Johnson, C. A.,	Nelson,	Sundberg,
Canestorp,	Gunderson,	Johnston,	Pugh,	Swanson,
Canfield,	Hanson, A. L.,	Moonan,	Sageng,	Vail,
Cashman,	Hanson, H. E.,			

So the bill passed and its title was agreed to.

#### ENROLLED BILLS.

Mr. Hanson, H. E., from the Committee on Enrollment, reported that the Committee had examined, read, compared and found truly enrolled:

S. F. Nos. 168, 566, 52, 238, 253, 96, 41 and 453.

Which report was agreed to.

On motion of Mr. Canestorp the Senate adjourned till 10 o'clock tomorrow.

Attest:

S. A. LANGUM,  
Secretary of the Senate.







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